

ITEM NO.16

COURT NO.16

SECTION XI-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s).7871/2023

(Arising out of impugned final judgment and order dated 22-07-2022 in WP(C) No.13520/2019 passed by the High Court Of Orissa At Cuttack)

STATE OF ODISHA & ORS.

Petitioner(s)

VERSUS

KISHORE KUMAR NANDA

Respondent(s)

(FOR ADMISSION and I.R. and IA No.76299/2023-CONDONATION OF DELAY IN FILING and IA No.76298/2023-CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS)

Date : 28-04-2023 This petition was called on for hearing today.

**CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY
HON'BLE MR. JUSTICE MANOJ MISRA**

**For Petitioner(s) Mr. Kiran Kumar Patra, AOR
Mr. Chandrasekhar Padhi, Adv.**

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Mr. Kiran Kumar Patra, learned counsel appearing for the petitioners would submit that when the High Court entertained and admitted the writ petition on 02.08.2019 and stayed the order of the Tribunal and posted the writ petition for hearing, the High Court should not have dismissed the very same writ petition under the impugned

order on the ground of delay and latches. It is the submission of the counsel that if there was any delay, the same would stand condone by the unconditional admission of the writ petition by the High Court on 02.08.2019.

Issue notice on the application of condonation of delay as well as on the Special Leave Petition.

(DEEPAK JOSHI)
COURT MASTER (SH)

(KAMLESH RAWAT)
ASSISTANT REGISTRAR