

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 15146/2020

(Arising out of impugned final judgment and order dated 02-12-2020 in WA No. 586/2020 passed by the High Court of Orissa at Cuttack)

JITENDRA KUMAR SAHOO

Petitioner(s)

VERSUS

ABHINASH KUMAR LOHANI & ORS.

Respondent(s)

Date : 17-09-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. ABDUL NAZEER

HON'BLE MR. JUSTICE KRISHNA MURARI

For Petitioner(s) Ms. Kiran Suri, Sr. Adv.
Mr. Shiv Kumar Pandey, Adv.
Mr. Chandrashekhar A. Chakalabbi, Adv.
Mr. Awanish Kumar, Adv.
Mr. Anshul Rai, Adv.
For M/S. Dharmaprabhas Law Associates, AOR

For Respondent(s) Mr. Gaurav Agrawal, Adv.
Ms. Deepanwita Priyanka, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Having heard learned counsel for the parties and on perusal of the record of the case, we are of the view that the Division Bench of the High Court was not justified in directing the petitioner to vacate the premises in question. The direction to vacate the premises passed by the High Court is set aside.

2. Having regard to the facts and circumstances of the case, we are of the view that the official respondents, particularly respondent Nos. 3, 4 and 5 are required to give temporary electricity connection to the premises in question subject to the result of the Writ Petition. Ordered accordingly.
3. The other directions i.e. to pay the litigation expenses and to withdraw all the pending cases are set aside.
4. It is not disputed that the matter is pending before the learned Single Judge. The learned Single Judge is requested to dispose of the matter without being influenced by the observations made in the impugned order.
5. The Special Leave Petition is accordingly disposed of.
6. Pending application(s), if any, also stands disposed of.

(ANITA MALHOTRA)
COURT MASTER

(KAMLESH RAWAT)
COURT MASTER