

ITEM NO.43

COURT NO.7

SECTION XIA

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). 2797/2017

(Arising out of impugned final judgment and order dated 09/05/2000 in OJC No. 10774/1997 08/09/2016 in OCRMC No. 578/2000 passed by the High Court Of Orissa At Cuttack)

HARA PRASAD RATH

Petitioner(s)

VERSUS

S.M. PATTNAIK, IAS (RETD.) AND ORS.

Respondent(s)

(with appln. (s) for c/delay in refiling SLP and interim relief and office report)

Date : 03/02/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE A.M. KHANWILKAR

For Petitioner(s) Mr. Purushottam Sharma Tripathi, Adv.
Mr. Mukesh Kumar Singh, Adv.
Mr. Amit, Adv.
Mr. Arun Singh, Adv.
Mr. Shantanu Jugtawat, Adv.

For Respondent(s)

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

By the impugned order, the High Court has taken a stand that in the facts of this case, there is no contempt. However, the High Court has also granted liberty to the petitioner to pursue his grievance with regard to inquiry proceedings before appropriate authority or court.

The learned counsel for the petitioner submits that having regard to the background of this case ever since 1997, any further delay is detrimental to the larger public interest.

In that view of the submission, we make it clear that in case the petitioner pursues his liberty, as granted by the High Court, before the competent forum, that forum will deal with the matter in accordance with law expeditiously and preferably within one year from the date of inception.

In view of the above, the Special Leave Petition is disposed of.

Pending interlocutory applications, if any, stand disposed of.

(Jayant Kumar Arora)
Court Master

(Renu Diwan)
Assistant Registrar