

ITEM NO.30

COURT NO.15

SECTION XI-A

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). 3675/2017

(Arising out of impugned final judgment and order dated 06-05-2016 in WPC No. 3216/2015 passed by the High Court Of Orissa At Cuttack)

STATE OF ODISHA &amp; ORS.

Petitioner(s)

VERSUS

NARENDRA BEURA

Respondent(s)

Date : 08-08-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURYA KANT  
HON'BLE MR. JUSTICE ABHAY S. OKA

For Petitioner(s) Ms. Anindita Pujari, AOR  
Mr. Om Narayan Pandey, Adv.  
Mr. Azad Bansala, Adv.

For Respondent(s) Mr. Animesh Kumar, Adv.  
Mr. Neeraj Shekhar, AOR  
Mr. Nishant Kumar, Adv.

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

It is stated by learned counsel for the Respondent that the confiscated JCB machine had already been released in his favour, in compliance to the impugned Order of the High Court much before the present petition was filed .

At this juncture, after five years, we do not deem it appropriate that the said JCB machine be confiscated, more so when, there is no complaint during all these years of any misuse of the said JCB machine for any illegal purposes.

The question of law, however, is kept open.

Consequently, the Special Leave Petition is dismissed.

Pending application(s), if any, shall stand disposed of.

**(NISHA KHULBEY)**  
**SENIOR PERSONAL ASSISTANT**

**(PREETHI T.C.)**  
**COURT MASTER (NSH)**