

ITEM NO.53

COURT NO.2

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).12150/2020**

(Arising out of impugned final judgment and order dated 25-10-2017 in WP(C) No. 32096/2011 passed by the High Court of Orissa at Cuttack)

THE STATE OF ODISHA &amp; ORS.

Petitioner(s)

VERSUS

KAILASH CHANDRA @ CHARAN NAYAK

Respondent(s)

(WITH IA No. 54799/2020 - CONDONATION OF DELAY IN FILING, IA No. 54800/2020 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 54801/2020 - EXEMPTION FROM FILING O.T.)

WITH

SLP(C) No. 6380/2020 (XI-A)

(WITH IA No. 45413/2020 - EXEMPTION FROM FILING O.T., IA No. 45415/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 29-08-2022 These petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD  
HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Dr. Anindita Pujari, AOR  
Mr. Prakriti Rastogi, Adv.  
Mr. Sidhartha Shrivastava, Adv.

For Respondent(s) Mr. Arunav Patnaik, Adv.  
Ms. Bhabna Das, AOR

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

- 1 There is a delay of 862 days in filing the Special Leave Petition against the order dated 25 October 2017, which is sought to be explained on the ground that the review petition was filed before the High Court, which was disposed of on 28 November 2019. Another Special Leave Petition has been filed challenging the order in review.

- 2 Since we are not inclined to condone the delay in filing the Special Leave Petition against the order dated 25 October 2017, the Special Leave Petitions are dismissed on the ground of delay. Consequently, it is not necessary for this Court to express any opinion on the question of law which is kept open to be decided in an appropriate case.

**(SANJAY KUMAR-I)**  
**DEPUTY REGISTRAR**

**(SAROJ KUMARI GAUR)**  
**COURT MASTER**