

## In the High Court of Orissa

## ORDER SHEET

AGA (O.P. nos 1 to 5)

BLAPL/W. P. (C) No. 40524/2023 of 20


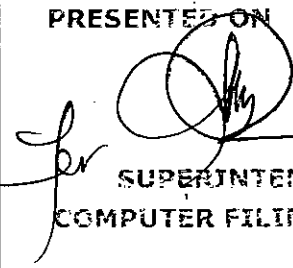
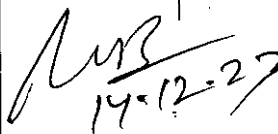
SUDHIR KUMAR PATTANAİK

Petitioner

Versus

STATE OF ODISHA

Opposite-Party

Sl. No. of Order	Date of Order	ORDER WITH SIGNATURE	Office note as to action (if any), taken on Order
 FC164448  SCANNED			<p>PRESENTED ON 11/12/2023</p> <p> SUPERINTENDENT COMPUTER FILING SECTION</p> <p> 14.12.23</p> <p>For Fresh Admission with no defect</p> <p>1) I.A. No. 19513/23 is at 'Flag 'A' for appo direction.</p> <p>Bench (memo) Ashok Kumar Behera 14.12.23 Nabendu Kumar Pandey</p>

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C) No.40524 of 2023**

***Sudhir Kumar Pattanaik***

.....

***Petitioner***

*Ms. S. Jena, Advocate*

Vs.

***State of Odisha & Others***

.....

***Opposite Parties***

*Mr. P.P. Mohanty, AGA*

**CORAM:**

**ACTING CHIEF JUSTICE DR. B.R. SARANGI**

**MR. JUSTICE MURAHARI SRI RAMAN**

**ORDER**

**15.12.2023**

**W.P.(C) No.40524 of 2023**

**And**

**L.A. No.19513 of 2023**

**Order No.**

01.

This matter is taken up through hybrid mode.

2. Heard Ms. S. Jena, learned counsel appearing for the Petitioner and Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-Opposite Parties.

3. The Petitioner has filed this writ petition seeking direction to Opposite Party No.5 to cancel the application/tender/bid of Opposite Party No.6 in respect Bolangir Sand Quarry under Jharbandh, Tahasil in the District of Bargarh, Odisha.

4. Learned counsel appearing for the Petitioner contended that this matter is similar to W.P.(C) No.37977 of 2023, wherein notice has been issued and the same is pending before this Court.

5. Issue notice to the Opposite Parties both in main case as well as interlocutory application.

6. Since Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-Opposite Parties accepts notice

on behalf of Opposite Party Nos. 1 to 5, let five extra copies of the writ petition be served on him within three working days.

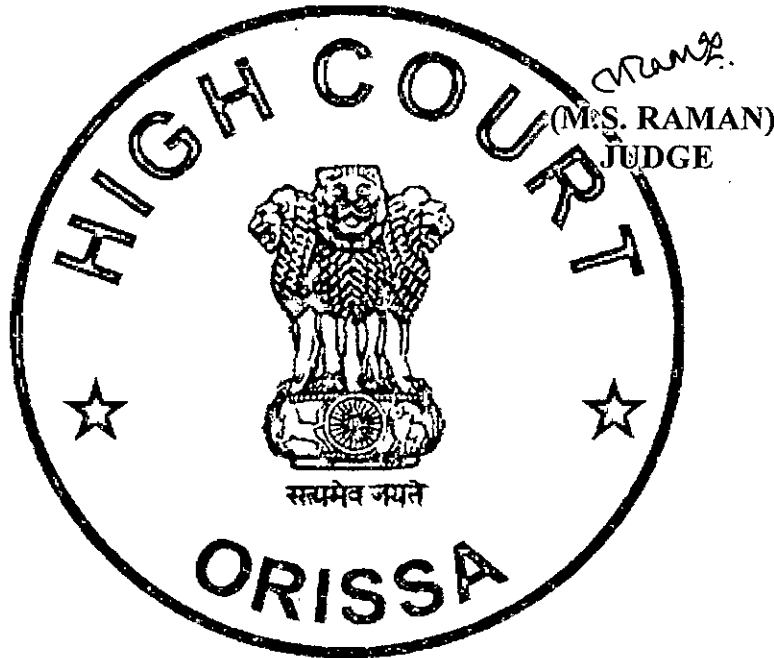
7. Issue notice to Opposite Party No.6 by Registered post with A.D., requisites for which shall be filed within three working days. Office shall send notice to the said Opposite Party fixing a short returnable date.

8. Put up this matter after Winter Holidays connecting with W.P.(C) No.37977 of 2023.



(DR. B.R. SARANGI)  
ACTING CHIEF JUSTICE

Laxmikant





IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 40524 of 2023

**Sudhir Kumar Pattanaik**

.....

**Petitioner**

*Ms. S. Jena, Advocate*

*Vs.*

**State of Odisha and others**

.....

**Opposite Parties**

*Mr. P.P. Mohanty, AGA*

**CORAM:**

**DR. JUSTICE B.R. SARANGI**

**MR. JUSTICE G. SATAPATHY**

**ORDER**

**01.05.2024**

**Order No.**

**02.**

This matter is taken up by hybrid mode.

2. List this matter after two weeks along with W.P.(C) No. 37977 of 2023.

**(DR. B.R. SARANGI)**  
**JUDGE**

**(G. SATAPATHY)**  
**JUDGE**



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 40524 of 2023

***Sudhir Kumar Pattanaik***

.....

***Petitioner***

Ms. J. Jena, Advocate

-versus-

***State of Orissa & Others***

.....

***Opp. Parties***

Mr. S.B. Panda, A.G.A.  
Mr. S.R. Mohanty, Advocate  
(for O.P. No.6)

W.P.(C) No. 37977 of 2023

***Sk. Mohammad Jahid @ Zahid***

.....

***Petitioner***

Mr. Sidhartha Das, Advocate

-versus-

***State of Orissa & Others***

.....

***Opp. Parties***

Mr. S.B. Panda, A.G.A.  
Mr. S.R. Mohanty, Advocate  
(for O.P. No.5)  
Ms. J. Jena, Advocate (for Intervenor)

**CORAM:**

**HON'BLE THE CHIEF JUSTICE**

**HON'BLE MISS JUSTICE SAVITRI RATHO**

**ORDER**

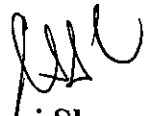
**26.11.2024**

**Order No.**

03.

These matters are taken up through hybrid Mode.

2. As jointly requested on behalf of the parties, list these matters on 10.12.2024.
3. Counter affidavit, if any, shall be filed in the meanwhile.

  
(Chakradhari Sharan Singh)  
Chief Justice

  
(Savitri Ratho)  
Judge

*Sukanta/puspa*

# IN THE HIGH COURT OF ORISSA

WP(C) Case No. 40524/2023

## OFFICE NOTES

Sl. No. of Order for compliance	Date of Order for compliance	Notes and action taken on order with signature of Dealing Assistant and Superintendent.
		<p>Requisites for issuance of notice received on 28.3.2024.</p> <p><u>A</u> 28.3.24</p>
01.	15.12.2023	<p>Memo No. <u>11388</u> Date <u>28/03/24</u>.</p> <p>Notice on admission &amp; I.A. issued to o.p. no. 6 by R/P with AD fixing date 19.4.2024 for his appearance and show cause</p> <p><u>A</u> 28.3.24</p> <p style="text-align: right;"><u>GD</u> 28/3/24 Supdt.</p>
01.	15.12.2023	<p>Receipt showing service of extra copies of W.P. served on learned AGA.</p> <p><u>A</u> 23.4.24</p> <p style="text-align: center;">A/N For Admission with</p> <p>i) I.A. No. 19513/23 is at Flag 'A' for appo. direction.</p> <p>ii) AD back from o.p. no. 6 after valid service but none filed appearance memo for him.</p> <p>along with W.P. - 37977/2023</p> <p style="text-align: right;">Bench</p> <p>Ashok Kumar Behera <u>Adj. case</u></p>

# IN THE HIGH COURT OF ORISSA

WP(C) Case No. 40524/2023

## OFFICE NOTES

Sl. No. of Order for compliance	Date of Order for compliance	Notes and action taken on order with signature of Dealing Assistant and Superintendent
02.	01.5.2024	Previous office note dtd 23.4.24 may be repeated. <u>with WPC-37977/2023</u> Bench <u>Adj. Case</u> Ashok Kumar Behera 01.7.24 Sabita Rath.
02.	01.5.2024	Previous office note dtd 23.4.24 may be repeated <u>Ref. in WPC-37977/2023</u> Bench Ashok Kumar Behera. 14.8.24
02.	01.5.2024	<del>Above</del> previous office note dtd 23.4.24 may be repeated. <u>with WPC-37977/2023</u> Bench (memo) Ashok Kumar Behera 14.11.24 Sabita Rath

# IN THE HIGH COURT OF ORISSA

WPC/ Case No. 40524/2023

## OFFICE NOTES

Sl. No. of Order for compliance	Date of Order for compliance	Notes and action taken on order with signature of Dealing Assistant and Superintendent
03.	26.11.2024	<p>A/N For Admission with</p> <p>i) I.A. No. 19513/23 is at flag 'A' for app. direction.</p> <p>ii) AD return form O.P. no. 6 after valid service but none filed appearance memo for him.</p> <p>iii) Counter affidavit not received. Bench</p> <p>with WPC- 37977/23</p> <p><u>Adj. to 10.12.2024</u></p> <p>Ashok Kumar Behera 06.12.24 Sabita Rath</p>





**ORISSA HIGH COURT**  
**FILING ACKNOWLEDGEMENT SLIP**

CNR	<b>ODHC010997492023</b>
Filing No	<b>WP(C)/0040524/2023</b>
Date and Time	<b>11/12/2023-13:42:32</b>
Misc Case/IA	19513/2023
Petitioner Name	SUDHIR KUMAR PATTANAİK
Petitioner Advocate Name	SAILABALA JENA
Respondents Name	STATE OF ODISHA
Respondents Advocate	
Amount	
Police Station	
FIR	-



Monday 11th of December 2023 01:53:22 PM

---

# STAMP REPORT

## NATURE OF DEFECT

1. COURT FEE DEFICIENT *No 6/1/2023*
2. VALUATION OF THE PROPERTY NOT GIVEN *Copy*
3. AUTHENTICATION FEE IS DEFICIENT *Yossy/2023*
4. AFFIDAVIT / VERIFICATION NOT PROPER
5. SECOND COPY OF THE PETITION NOT FILED
6. RECEIPT SHOWING SERVICE OF COPY TO AG / CG / IT / CT ETC. NOT FILED
7. VAKALATNAMA :
- (i) NOT PROPERLY STAMPED / EXECUTED / ACCEPTED
  - (ii) NAMES IN CAPITAL LETTERS / ENROLMENT NUMBERS / MOBILE PHONE NUMBERS OF ALL THE SIGNING ADVOCATES NOT INDICATED
8. CAUSE TITLE NOT IN ORDER
9. PROVISION OF LAW NOT INDICATED ON TOP OF CAUSE TITLE
10. SUBJECT CODE NOT FURNISHED / INCORRECTLY MENTIONED
11. NEAT, LEGIBLE, ATTESTED ANNEXURES NOT FILED
12. ASSESSMENT SLIP NOT FILLED IN PROPERLY
13. NOT PROPERLY INDEXED
14. PETITIONS / APPEALS / APPLICATIONS :
- (i) NOT IN SUPERIOR QUALITY A4 SIZE PAPER / LESS THAN 75 GSM PAPER
  - (ii) NOT IN PROPER FONT / NOT IN PROPER FONT SIZE
  - (iii) MARGIN NOT PROPER / LINE SPACING NOT PROPER
  - (iv) NOMENCLATURE NOT CORRECTLY INDICATED
  - (v) ALL PAPERS NOT PROPERLY SIGNED
  - (vi) NAME OF THE FILING ADVOCATE NOT IN CAPITAL LETTERS / ENROLMENT NUMBER NOT INDICATED WHEREVER SIGNATURE OF SUCH ADVOCATE APPEARING IN THE PETITION / APPEAL / APPLICATION
15. APPLICATION CONTAINS MORE THAN ONE PRAYER *6*
16. LIMITATION PERIOD EXPIRED *2*
17. REFERENCE CERTIFICATE NOT FURNISHED
18. CERTIFIED COPY OF TRIAL / APPELLATE COURT ORDER NOT FILED *2*
19. UNDERTAKING FOR FILING OF TRANSLATED COPY NOT FILED *2*
20. VERNACULAR CERTIFICATE NOT FURNISHED *6*
21. STATUTORY DEPOSIT / AWARDED AMOUNT NOT DEPOSITED
22. OTHER DEFECT (IF ANY) *6*

DEFECTIVE/READY

SUBJECT—

SUB-CATEGORY—

SINGLE JUDGE / DIVISION BENCH (Put ✓ mark)

*Tender*

*Ans*  
*14/2/23*  
(Full signature of Stamp Reporter)

4 Mob - 7008035441

1 RFA / RSA / FAO / SAO / LPA / SPA / CPA / CRP / Review pet / O. Ref. / EXFA / EXSA / SM / APP / TP  
(o) WP (c) / WA / SCLP / Co Appl / Co. Pet / Co. Cass / Co. App / Beg P / Mst. A / Mat / Ref / RP  
(FAMCT) Test Case / Intest Case / L.A. Ref. / RCFA / L.A.A. / RCCA / RE Rev / MAC / MAC APP /  
EL Pet / ELAPP / Arb. P / Arb A / ARB. A / Insurance Ref / Cont. Cas(c) / Courd. App (c) MFA (name of  
the Act) / MSA / SP. JC (name of the Act) Cri. A / Cri. Rev / CKI.M.C / BLAPL / Cal MAPPI / WP (cti)  
CUSREF STREV.

Case Type WPC No. 40524 / 2023 Date of Regn 11-12-2023

2 If State is Party, Name of the Dept. : (Pet/Res) [Put mark]

Yes

If Public Undertakings (Specify name) : (Pet/Res) [Put mark]

3 (a) Number of Category under which the matter falls :

28

20

08

If Others, Specify the subject \_\_\_\_\_

(b) Which is applicable ? [Put Mark]

Single Bench / Div. Bench / Three Judge Bench / Five Judge Bench

4 Article of the Constitution / Act (Central / State) [Put mark]

Article 226 & 227 of the constitution  
of India.

5 Section / Sub-Section Involved \_\_\_\_\_

6 Rules Involved NA

7 Whether any other matter is pending in this Court on the same point of law :

If so, give the number of matter :

NA

8 Whether any other matter is pending against the impugned order / Judgement ?

If so, give the number of matter \_\_\_\_\_

9 Whether the matter is covered by any judgement of the Supreme Court this Court or any other High Court. If so give the details of the judgement NA

10 Point of law involved in the matter Natural Justice.

Date 11-12-2023

Adv  
Signature of the Advocate

**SAILABALA JENA**

ADVOCATE

E. No. - O-555/1998

Mob - 7008035441

IN THE HIGH COURT OF ORISSA: CUTTACK

WP(C) No. 40524 /2023

Code No. 282008

Sudhir Kumar Pattanaik

.....Petitioner

Vrs

State of Odisha & Ors.

.....Opp. Parties

INDEX

Sl.No.	<u>Annexures</u>	<u>Description of Documents</u>	<u>Pages</u>
1		Writ Petition	<u>1-8</u>
2	Annexure-1	True copy of the tender dated 1-8-2022	<u>9-13</u>
3	Annexure-2	True copy of the letter dated 13.10.20203. of Tahsildar	<u>14-14A</u>
4	Annexure-3	True copy of the representation dated 2.11.2023	<u>-15-</u>
		VAKALATNAMA	

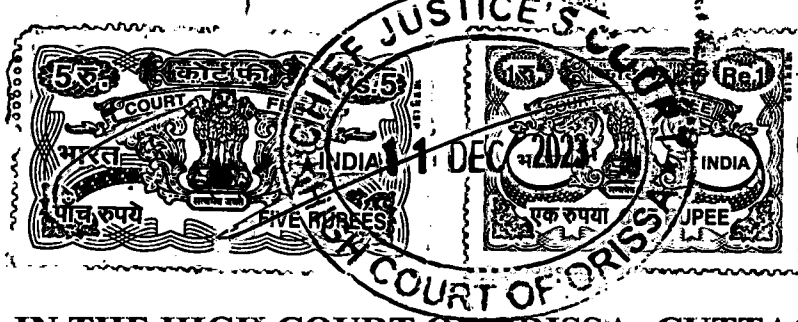
CUTTACK

By the petitioner through

Dated 11-12-2023

Sailabala Jena  
Advocate

**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441



72366

**IN THE HIGH COURT OF ORISSA: CUTTACK**

WP(C) No. 40824 /2023

Code No 282008

**IN THE MATTER OF:**

An application under Article 226 & 227 of the Constitution of India.

**AND**

**IN THE MATTER OF:**

An application for cancellation of the Application /Tender/Bid of Opp.Party No-6 in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha.

**AND**

**IN THE MATTER OF:**

Sudhir Kumar Pattanaik, aged about 45 years, S/o-Prasanna Kumar Pattanaik, At/ P.O.-Bartunda, P.S-Paikamal, Dist- Bargarh.

.....Petitioner

-Vrs-

Presented in Court  
11/12/2023  
B.O.

SAILABALA JENA  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

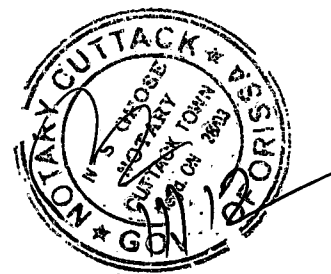


1. State of Odisha, represented through its Principal Secretary, Department of Steel & Mines, Odisha Secretariat, Bhubaneswar, Dist- Khurda.Pin-751001
2. State of Odisha, represented through its Secretary, Department of Revenue & Disaster Management, Odisha Secretariat, Bhubaneswar, Dist- Khurda,Pin-751001,Odisha
3. The Collector, At/Po/Dist.- Bargarh, Odisha,Pin-768028
4. The Sub-Collector,Padampur ,At/Po-Padampur, Dist-Bargarh,Odisha,Pin-768036
5. Tahasildar,Jharbandh Tahasil, At/P.O.-Jharbandh, Dist.- Bargarh. Pin-768042
6. Jitendra Kumar Agrawal, At-College Road, Po/Ps/Dist.-Debgarh,Pin-768108,Odisha.

*Adv*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

..... Opp. Parties

Certified that the matter out of which this Writ Petition arises was never before this Hon'ble Court in any form whatsoever.



To,

The Hon'ble Acting Chief Justice of High Court of Orissa and his Lordship's companion Justices of the said Hon'ble Court.

The humble petition of the petitioner above named

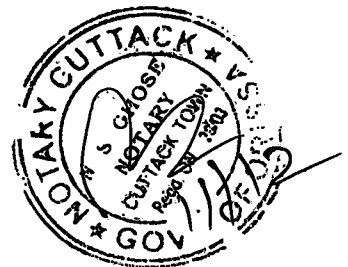
**MOST RESPECTFULLY SHEWETH:-**

1. That, in this Writ Petition, the Petitioner prays for direction for cancellation of the application /tender/bid of Opp. Party No-6 in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, since they are not eligible to participate in the Tender for lease of the Jagadaipur Sand Quarry, under Jharbandh Tahasil in the District of Bargarh.

2. That, the Opp. Party No-5 vide advertisement No-1491 dated 1-8-2022 invited Application /Tender/Bid from the interested candidates to lease out 3 Sand Quarry i.e the Jagadalpur Sand Quarry, Lergoan Sand Quarry and Balangir Sand Quarry on the criteria of eligibility mention therein. In this respect the true copy of the advertisement No-1491 dated 1-8-2022 has been annexed along with this writ petition and marked as

**ANNEXURE-1.**

*Adv*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441



3. That, on 13-10-2023, when the petitioner knew that the bid of Opp. Party No-6, who has no eligibility to participate in the Tender as per the advertisement vide Annexure -1, have been called to participate in the finalisation of Tender, the petitioner immediately orally objected before the Opp.Part No-5 i.e Tahsildar Jharbandh on the ground that Opp.Party No-6 has no financial viability as an individual to participate in the Tender Process. In this respect the true copy of the letter of Tahsildar dated 13-10-2023 has been annexed along with this writ petition and marked as ANNEXURE-2.

4. That the Opposite party No.6 has applied to participate in the Bid for Jagadapur Sand Quarry by producing the Income Tax Return of the Hindu Undivided Family(HUF).

5. That, the petitioner most humbly submits that, the application to participate in the tender has been invited from the interested person and not from the Hindu Undivided Family (HUF). In this respect it is humbly submitted that the applicant is in person i.e. Jitendera Kumar Agrawal but Income Tax Return of the Hindu Undivided Family (HUF). Hence the Application /Tender/Bid of Opp. Party No-6 should be cancel since he has no personal Income Tax Return. In this respect it is further submitted that if the applicant is in person,

*Adv*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441





then the Income Tax Return should also be personal. But the Opp. Party No-6 with a purpose to defraud the Tahsildar has given the Income Tax Return of the Hindu Undivided Family (HUF), which should not be accepted.

6. That the same question did arise at the time of finalisation of successful bidder in respect to Jagdalpur sand quarry by the same Tahsildar namely Jharbandh.
7. That Opp. Party No- 6 is required to be declared disqualified to participate in the Tender. Opp. Party No.6 does not have the appropriate Income Tax Return.
8. That as soon as it come to the knowledge of the petitioner regarding disqualification of Opp. Party No- 6, he immediately file one representation before Opp. Party No- 5 Tahsildar, Jharbandh for inquiry and deletion of their name from the name of bidder vide representation dated 02-11-2023 which was duly received by Opp. Party No- 5 Tahsildar; Jharbandh but even in the meantime many days have been passed ,no action has been taken by the Opp. Party No- 5, regarding cancellation of tender of Opp. Party No- 6 . In this respect the true copy of the dated 02-11-2023 has been annexed along with this writ petition and marked as ANNEXURE-3.

*Adv*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/18-19  
Mob.-7006003441



9. That it come to the knowledge of petitioner that Opp.Party No-5 in connivance with Opp.Party No- 6 is going to finalised the tender even if he has no eligibility.

10. That such inaction of the Opposite parties is arbitrary and illegal and needs interference of this Hon'ble high court for the interest of justice.

11. That in case a direction is not given to Opp.Party No- 5 to cancel the tender of Opp.Party No- 6 and thereby call other tenderer, then great prejudice will be caused to the Petitioner which cannot be compensated in any other term.

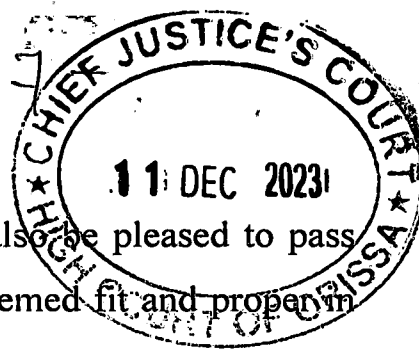
12. That the petitioner most humbly submits that, the cause of action has arisen within the territorial jurisdiction of this Hon'ble Court, therefore, this Hon'ble Court has jurisdiction to hear this writ petition and decide the case on its merit.

*Adv*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

### P R A Y E R

It is therefore most respectfully prayed that this Honourable Court may be pleased to give a direction to the Opp. Parties particularly to Opp. Party No-5 to cancel the Application /Tender/Bid of Opp. Party No-6 in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha.





This Honourable court may also be pleased to pass any other further order orders as deemed fit and proper in the facts and circumstances of the case.

Cuttack

By the petitioner through

Date 11-12-2023

Advocate

(SAILABALA JENA),

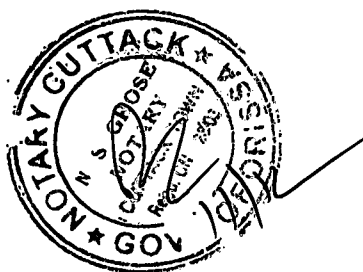
ADVOCATE,

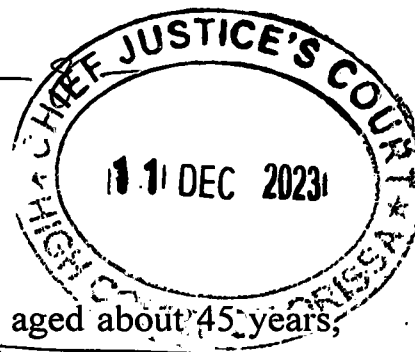
Enrolment No.O-555-1998,

Ph. No. 7008035441,

G-168-170, Sector-6,

CDA, Cuttack-753014.





## AFFIDAVIT

I, Sudhir Kumar Pattanaik, aged about 45 years,  
S/o- Prasanna Kumar Pattanaik, At/ P.O.-Bartunda,  
P.S-Paikamal, Dist- Bargarh, do hereby solemnly  
affirm state as follows:-

1. That, I am the petitioner in this case.
2. That, the facts stated above are true and correct  
to the best of my knowledge and belief.

Identified by:

Sudhir Kumar Pattanaik

Deponent

Sailabala Jena  
Advocate

**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

## UNDERTAKING

It is hereby undertaken to file the English translated  
copy of the Oriya document(s) as and when required.

Cuttack

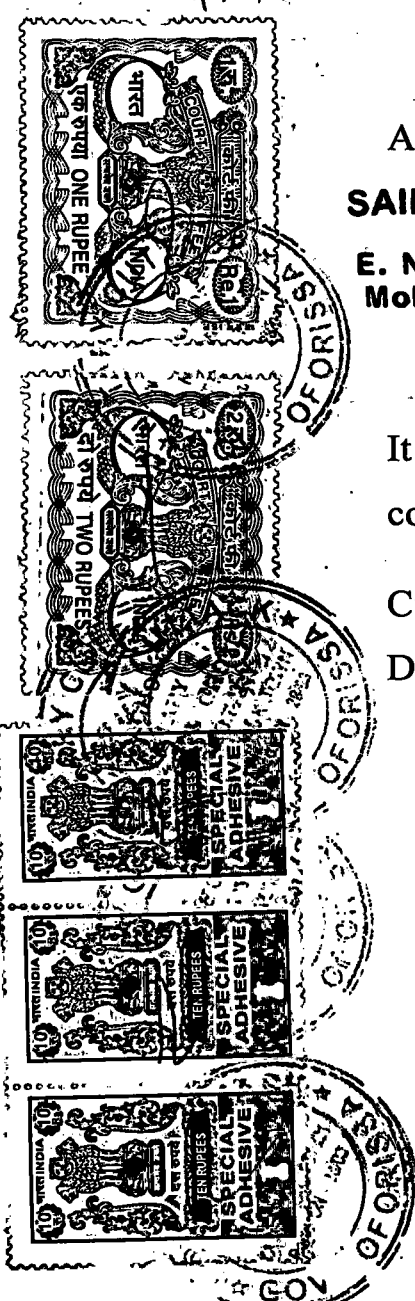
Dated 11-12-2023

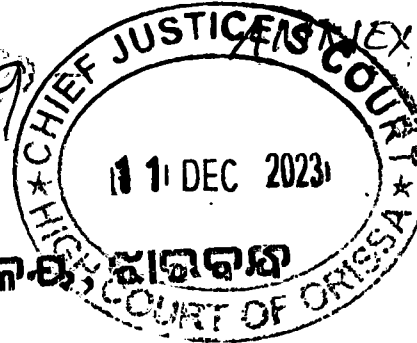
Sailabala Jena  
Advocate

**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

The above named deponent being identified  
by Mr./Ms. Sudhir Kumar Pattanaik Advocate  
appears before me at 11 AM/PM.  
on this the 11 / 12 / 2023  
solemnly affirms that the facts stated  
are true to his/her knowledge and belief.

NOTARY  
CUTTACK TOWN





ତହସିଲ କାର୍ଯ୍ୟାଳୟ, ଝାରବନ୍ଧ

ନିଆପତ୍ର ନଂ. ୧୪୯୧ / ତା. ୦୧.୧୨.୨୦୨୨ ରିଖ

ଲଘୁ ଖଣିଜ ଉତ୍ପାଦ ଲିଭୁ ସକାଶେ ଲସ୍ତାହାତ

ଏତଦ୍ୱାରା ସର୍ବସାଧାରଣଙ୍କ ଅବଗତ ନିମନ୍ତେ ଜଣାଇ ଦିଆଯାଉଅଛି ଯେ, ଓଡ଼ିଶା ସରକାରଙ୍କ ରାଜ୍ୟ ଓ ବିପର୍ଯ୍ୟୟ ପରିଚିଳନା ବିଭାଗ ଅଧିନସ୍ଥ ଝାରବନ୍ଧ ତହସିଲ ଅନ୍ତର୍ଗତ ଲଘୁ ଖଣିଜ ଉତ୍ପାଦ ଗୁଡ଼ିକର ଆସବା ୫ (ପାଞ୍ଚ) ବର୍ଷ ନିମନ୍ତେ, ଅର୍ଥାତ୍ ୨୦୨୨-୨୩ ଆର୍ଥିକ ବର୍ଷ ୦୧.୧୨.୨୦୨୨ ଆର୍ଥିକ ବର୍ଷ ପର୍ଯ୍ୟନ୍ତ ଲିଭୁ ପ୍ରଦାନ ନିମନ୍ତେ ତହସିଲଦାର, ଝାରବନ୍ଧ ଲଘୁ ଖଣିଜ ଆହ୍ୱାନ କରାଯାଉଅଛି । ଲିଭୁ ପାଇଁ ଉଦ୍ଦିଷ୍ଟ ଥିବା ଖଣିଜ ଉତ୍ପାଦ ବିଶଦ୍ ବିବରଣୀ ଏକ ସଂଯୁକ୍ତ ଫର୍ମ (Annexure-1) ରେ ପ୍ରଦାନ କରାଯାଉଛି । ଲଘୁ ଖଣିଜ ବିଶେଷ ଓଡ଼ିଶା ଲଘୁ ଖଣିଜ ଗିରାଫି ନିୟମ, ୨୦୧୬ ଏବଂ ପରବର୍ତ୍ତୀ ସଂଶୋଧନ ୨୦୧୭ ଏବଂ ୨୦୧୮ ଅନୁଯାୟୀ, ନିର୍ଦ୍ଧାରିତ Form-M ପୂରଣ କରି ଏହାର ତିନି କପି ସହ ନିମ୍ନ ଲିଖିତ ଦଲିଲ ସଂଲଗ୍ନ କରି ଜରୁରୀ ନିଆ ଲଘୁ ପା (Sealed Cover) ରେ ଆବେଦନ କରିପାରିବେ, ଯାହାକି ନିମ୍ନ ସ୍ଥାନର ଲଘୁ ଖଣିଜ କାର୍ଯ୍ୟାଳୟରେ ତା. ୦୫.୦୮.୨୦୨୨ ରିଖ ପୂର୍ବରୁ ୧୧.୦୦ ଘଟିକାରୁ ଆସବା ତା. ୨୫.୦୮.୨୦୨୨ ରିଖ ଅପରାହ୍ନ ୫.୦୦ ଘଟିକା ପୁରା ତହସିଲ କାର୍ଯ୍ୟାଳୟରେ ଥିବା ବାକ୍ସ (Drop Box) ରେ ପକାଇପାରିବେ ଏବଂ ତା. ୨୬.୦୮.୨୦୨୨ ରିଖ ପୂର୍ବରୁ ଘ.୧୧.୦୦ ଟା ସମୟରେ ଲିଭୁ ବରଖାସ୍ତକାରୀ କିମ୍ବା ତାଙ୍କର ଅନୁମତିପ୍ରାପ୍ତ ପ୍ରତିନିଧିଙ୍କ ଉପସ୍ଥିତିରେ ବରଖାସ୍ତ ଗୁଡ଼ିକର ତଦଖ୍ତ କରାଯିବ । ତାଙ୍କ ଦ୍ୱାରା କିମ୍ବା ଅନ୍ୟାନ୍ୟ ମାଧ୍ୟମରେ ପ୍ରଦାୟିତ ଥିବା କୌଣସି ଦରଖାସ୍ତ ଗ୍ରହଣ କରାଯିବ ନାହିଁ । ଆର୍ଥିକ ତାରିଖ ଓ ସମୟ ପରେ କୌଣସି ଦରଖାସ୍ତ ଗ୍ରହଣ କରାଯିବ ନାହିଁ । ଅସଂପୂର୍ଣ୍ଣ ଦରଖାସ୍ତ ଗୁଡ଼ିକ ସିଧା ସଳଖ ବାତିଲ କରାଯିବ । Form-M ବ୍ୟତୀତ ଅନ୍ୟ କୌଣସି ଦରଖାସ୍ତ ବିବରଣୀ ନିଆଯିବ ନାହିଁ । ଯେତାକି ଉତ୍ପାଦ ନିର୍ଲାପ ସଂବନ୍ଧୀୟ ସମସ୍ତ ତଥ୍ୟ ବରଗତ ଜିଲ୍ଲାର ୱେବସାଇଟ୍ "www.bargarh.nic.in" ଏବଂ ତହସିଲ କାର୍ଯ୍ୟାଳୟର ନୋଟିସ୍ ବୋର୍ଡରେ ଉପଲବ୍ଧ ଅଛି ।

ପୁନଶ୍ଚ ସମସ୍ତଙ୍କ ଅବଗତ ନିମନ୍ତେ ଜଣାଇ ଦିଆଯାଉଅଛି ଯେ, ଯେଉଁ ଲଘୁ ଖଣିଜ ଉତ୍ପାଦ ଗୁଡ଼ିକ ପାଇଁ ନିର୍ଦ୍ଧାରିତ ତାରିଖ ପୁରା କୌଣସି ଦରଖାସ୍ତ କିମ୍ବା ଯଥେଷ୍ଟ ସଂଖ୍ୟାର ଦରଖାସ୍ତ ହସ୍ତଗତ ହେବନାହିଁ, କେବଳ ସେହି ଉତ୍ପାଦ ପାଇଁ ଦ୍ୱିତୀୟ ପର୍ଯ୍ୟାୟରେ ତା. ୩୦.୦୮.୨୦୨୨ ଅପରାହ୍ନ ୧.୦୦ ଘଟିକା ପୁରା ଓ ତୃତୀୟ ପର୍ଯ୍ୟାୟରେ ତା. ୦୫.୦୯.୨୦୨୨ ଅପରାହ୍ନ ୧.୦୦ ଘଟିକା ପୁରା ଦରଖାସ୍ତ ସମାନ କ୍ଷେତ୍ରରେ ଗ୍ରହଣ କରି ଉକ୍ତ ତାରିଖରେ ଅପରାହ୍ନ ୨.୦୦ ଘଟିକା ରେ ତଦଖ୍ତ କରାଯିବ ।

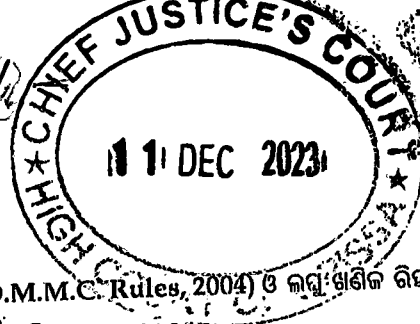
ତହସିଲଦାର, ଝାରବନ୍ଧ  
Tahsildar  
Jharbandh  
01.09.2022

ଦରଖାସ୍ତ ସହ ଦାଖଲ କରିବାକୁ ଥିବା ଦଲିଲ ଓ କାଗଜାତ

୧. ଦରଖାସ୍ତ ଫି ବାବଦକୁ ଟ. ୧୦୦୦.୦୦ ଲା (ଏକ ହଜାର ଟଙ୍କା) ର ଟ୍ରେଜେରୀ ଚାଲିଶ ଯାହା ଫେରସ୍ତ କରାଯିବ ନାହିଁ ।  
(Head of Account- "0853-Non-Ferrous Mining and Metallurgical Industries-102-Mineral Concession Fees, Rents and Royalties")
୨. ଆବେଦନ କରିଥିବା ଲିଜ୍ ଜମିର ତପସିଲ ଓ ନକ୍ସା ।
୩. କୌଣସି ମାଲିଜି ବାବଦକୁ ବକେୟା ଦେୟ ନ ଥିବା ନେଇ ଏକ ସତ୍ୟପାଠ ।
୪. ଆବେଦନକାରୀ ତାଙ୍କର ସ୍ଥାବର ସଂପତ୍ତିର ତାଲିକା ସଂପୃକ୍ତ ରାଜସ୍ୱ ଅଧିକାରୀ ଙ୍କ ଠାରୁ ଆଣି ଦରଖାସ୍ତ ସହ ସଂଲଗ୍ନ କରିବେ ।
୫. Bank Guarantee କିମ୍ବା ସଂପୃକ୍ତ କ୍ଷମତା ପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କ ଠାରୁ ପ୍ରାପ୍ତ Solvency Certificate, ଯାହା ରୋୟାଲଟି ରାଶି ଓ ଦରଖାସ୍ତକାରୀଙ୍କ ଦ୍ୱାରା ପ୍ରସ୍ତାବିତ ଅତିରିକ୍ତ ଦେୟ ଦ୍ୱାରା ଉକ୍ତ ସୈରାତର ସର୍ବନିମ୍ନ ପ୍ରତିଭୂତ ପରିମାଣ (mtp)ର ଗୁଣାଫଳକୁ କମ୍ ମୂଲ୍ୟର ହୋଇନଥିବ ଓ ତାହାର ବୈଧତା ୧୮ ମାସରୁ ଉର୍ଦ୍ଧ୍ୱ ହୋଇନଥିବ, ତାହା ଦାଖଲ କରିବେ ନଚେତ୍ ଦରଖାସ୍ତ ଖାରଜ୍ କରାଯିବ ।
୬. ବୈଷୟିକ ଦକ୍ଷତା ତଥା ଉପଲବ୍ଧ ଥିବା ଯନପାତି ସଂପର୍କିତ ତଥ୍ୟ ।
୭. ୨୦୨୧-୨୨ ଆର୍ଥିକ ବର୍ଷର VAT Clearance Certificate ।
୮. I.T. Clearance Certificate କିମ୍ବା ୨୦୨୧-୨୨ Assessment year ର I.T. Return ର ନକଲ ପ୍ରଦାନ କରିବେ ।
୯. ନିର୍ଦ୍ଧାରିତ ଅମାନତ ରାଶି ମୂଲ୍ୟର ତିମାସ୍ତ ଡ୍ରାଫ୍ଟ (Demand Draft) ।

ତହସିଲଦାର, ଖରବନ୍ଧ  
01/05/22  
Tahasildar  
Kharbandh

## ସର୍ତ୍ତାବଳୀ



୧. ଆବେଦନକାରୀ ମାନେ ଲଘୁ ଖଣିଜ ରିହାତି ନିୟମ, ୨୦୦୪ (O.M.M.C. Rules, 2004) ଓ ଲଘୁ ଖଣିଜ ରିହାତି (ସଂଶୋଧନ) ନିୟମ, ୨୦୧୬ (O.M.M.C. Rules, 2016) ପରିସରଭୁକ୍ତ ହେବେ ।
୨. ଲିଜର ସମସ୍ତ ସର୍ତ୍ତାବଳୀ ପାଳନ କରୁଥିବା ଓ ସର୍ବାଧିକ ଅତିରିକ୍ତ ଦେୟ ଦାଖଲ ପାଇଁ ଆବେଦନ କରିଥିବା ଆବେଦନକାରୀଙ୍କୁ ଲିଜ୍ ପାଇଁ ଯୋଗ୍ୟ ବିବେଚନା କରାଯିବ । ଯଦି ଏକାଧିକ ଆବେଦନକାରୀଙ୍କ ସର୍ବାଧିକ ଅତିରିକ୍ତ ଦେୟର ପରିମାଣ ସମାନ ହୁଏ, ସେହି କ୍ଷେତ୍ରରେ ଲତେରି ଉଠାଣ ମାଧ୍ୟମରେ ଲିଜ୍ଧାରୀଙ୍କୁ ଚୟନ କରାଯିବ ।
୩. ତହସିଲଦାର, ଝାଉନହଟ୍ଟ ଦ୍ଵାରା ନିର୍ଦ୍ଧାରିତ ହୋଇଥିବା ଅମାନତ ରାଶିକୁ ନିଲାମରେ ଚୟନ ହୋଇଥିବା ଲିଜ୍ଧାରୀ Demand Draft ଆକାରରେ Form-M ସହିତ ଜମା କରିବେ ।
୪. ସର୍ବୋଚ୍ଚ ଅତିରିକ୍ତ ଦେୟ ପ୍ରଦାନ ପାଇଁ ଦର୍ଶାଇଥିବା ଆବେଦନକାରୀ ଯଦି ନିର୍ଦ୍ଧାରିତ ସମୟ ସୀମା ମଧ୍ୟରେ ଅମାନତରାଶି ଦାଖଲ କରିବାରେ ଖୁଲାସି କରନ୍ତି, ତେବେ ଦ୍ଵିତୀୟ ଓ ପରବର୍ତ୍ତୀ ସର୍ବାଧିକ ନିଲାମଧାରୀଙ୍କୁ କ୍ରମାନ୍ୱୟରେ ସୁଯୋଗ ଦିଆଯିବ ।
୫. ସରକାରୀ ଭାବେ ଧାର୍ଯ୍ୟ ଅତିରିକ୍ତ ଦେୟ ହାରଠାରୁ କମ୍ ଦରରେ ଦରଖାସ୍ତ କରିଥିବା ଆବେଦନକାରୀଙ୍କ ଦରଖାସ୍ତ ସିଧାସଳଖ ଖାରଜ କରାଯିବ ।
୬. ଜିଲ୍ଲାପାଳ, ବରଗଡ଼ ନିମ୍ନଲିଖିତ ଯେକୌଣସି ବା ସମସ୍ତ କାରଣ ଦର୍ଶାଇ ନିଲାମକୁ ରଦ୍ଦ କରିପାରିବେ ।
  - କ. ସଠିକ୍ ଓ ବିଶ୍ଵାସୀୟ ଭାବେ ନିଲାମ ସମ୍ପର୍କୀୟ ପ୍ରଚାର ଓ ପ୍ରସାର ହୋଇନଥିଲେ ।
  - ଖ. ବହୁଳ ଭାବରେ ଆବେଦନକାରୀ ନିଲାମରେ ଭାଗ ନ ନେଲେ ।
  - ଗ. ଆବେଦନକାରୀଙ୍କ ଦରଖାସ୍ତରେ ଦର୍ଶାଯାଇଥିବା ଅତିରିକ୍ତ ଦେୟ ହାର ଅନୁମତିପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କଦ୍ଵାରା ଧାର୍ଯ୍ୟ ହାରଠାରୁ କମ୍ ହୋଇଥିଲା ।
୭. ଲିଜ୍ ପାଇଁ ଆବେଦନ କରିବା ପୂର୍ବରୁ ଲଘୁ ଖଣିଜ ଉତ୍ପାଦନ ପରିବର୍ତ୍ତନ କରି ସୈରତ ପରିଚାଳନା ପାଇଁ ଗମନାଗମନ ସୁବିଧା, ଗଚ୍ଛିତ ଥିବା ଖଣିଜ ଦ୍ରବ୍ୟ ର ପରିମାଣ ତଥା ଅନ୍ୟାନ୍ୟ ଆନୁସଙ୍ଗିକ ସୁବିଧା ସମ୍ବନ୍ଧରେ ପର୍ଯ୍ୟବେକ୍ଷଣ କରି ଲିଜ୍ ନିଲାମରେ ଅଂଶ ଗ୍ରହଣ କରିବେ । ଏ ସମ୍ବନ୍ଧୀୟ କୌଣସି ଅଭିଯୋଗ ପରବର୍ତ୍ତୀ ସମୟରେ ଗ୍ରହଣଯୋଗ୍ୟ ହେବନାହିଁ କିମ୍ବା କର୍ତ୍ତୃପକ୍ଷ ଦାୟୀ ହେବେ ନାହିଁ ।
୮. ଲିଜ୍ ଅବଧି ମଧ୍ୟରେ କୌଣସି ବିପର୍ଯ୍ୟୟ ପାଇଁ କର୍ତ୍ତୃପକ୍ଷ ଦାୟୀ ରହିବେ ନାହିଁ ।
୯. ସର୍ବୋଚ୍ଚ ନିଲାମଧାରୀ ନିଜ ଖର୍ଚ୍ଚରେ ଓ ଦାୟିତ୍ଵରେ ମାଇନିଙ୍ଗ ପ୍ଲାନ (Mining Plan) ସରକାରଙ୍କ ଦ୍ଵାରା ଘୋଷିତ ହୋଇଥିବା R.Q.P. କ୍ ଅନୁସାରେ ପ୍ରସ୍ତୁତ କରି ଓ ପରିବେଶ ସମ୍ବନ୍ଧୀୟ ଅନୁମତି (Environment Clearance) ଯଥା ସମୟରେ କ୍ଷମତାପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କଠାରେ ଦାଖଲ କରିବେ, ନଚେତ୍ ଲିଜ୍ ବାତିଲ କରାଯିବ ।
୧୦. Mining Plan ଓ Environment Clearance ପାଇଲା ପରେ ସର୍ବୋଚ୍ଚ ନିଲାମଧାରୀ ସମସ୍ତ ଦେୟ ପଇଠ ଜମା ପରେ Registration Act, 1908 ଓ Stamp Act, 1899 ଅନୁଯାୟୀ ଲିଜ୍ଧାରୀ ଲିଜ୍ ବୁକ୍ତିନାମା (Lease Deed) ସଂପାଦନ କରିବେ ।
୧୧. ଲିଜ୍ ବାବଦକୁ ରୟାଲ୍ଟି ଦେୟର ଶତକଡ଼ା ୫ ଭାଗ ପରିମାଣ ରାଶି ପରିବେଶ ପରିଚାଳନା ପାଣ୍ଠି E.M.F. (Environment Management Fund) ବାବଦକୁ ଓ ଶତକଡ଼ା ୧୦ ଭାଗ ରାଶି D.M.F. (District Mineral Foundation) ବାବଦକୁ ଲିଜ୍ଧାରୀ ତହସିଲଦାରଙ୍କ ନିକଟରେ ଜମା କରିବେ ।
୧୨. ଆବଶ୍ୟକ ସ୍ଥଳେ ନିୟମାନୁଯାୟୀ ପଇଠ ହୋଇଥିବା ଅମାନତ ଜମାରାଶିକୁ ବ୍ୟାଜ୍ୟାସ୍ତ କରିବାର କ୍ଷମତା କ୍ଷମତାପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କର ରହିଛି ।

୧୩. ଲିଭ୍‌ଧାରୀ ଲିଭ୍‌ପ୍ରାପ୍ତ ସୈରତ ଉତ୍ସର ସାମାନ୍ୟତା କରି ନିଜ ଖର୍ଚ୍ଚରେ ବାଡ଼ ଦେବେ ଓ ସମ୍ପୂର୍ଣ୍ଣରେ ଏକ ଫଳକ (Display Board) ରେ ସୈରତ ଉତ୍ସର ନକ୍ସା, ନାମ, ଲିଭ୍ ଅବଧି ତଥା ମାଜୁରିଆ ଫ୍ଲାନ ଅନୁସାରେ ଗଠିତ ଥିବା ଲଘୁ ଖଣିଜର ସମସ୍ତ ପରିମାଣ ଉଲ୍ଲେଖ କରିବେ ।

୧୪. ଉପରୋକ୍ତ ସର୍ତ୍ତାବଳୀ ପୂରଣ ହେଲା ପରେ ଲଘୁ ଖଣିଜ ଉତ୍ତୋଳନ ପାଇଁ କାର୍ଯ୍ୟାଦେଶ ଦିଆଯିବ । କ୍ଷମତା ପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କ ଠାରୁ କାର୍ଯ୍ୟାଦେଶ ନ ପାଇବା ପର୍ଯ୍ୟନ୍ତ ଲିଭ୍‌ଧାରୀ ସୈରତ ଉତ୍ସରୁ ଲଘୁ ଖଣିଜ ହ୍ରାସ ଉଠାଇ ପାରିବେ ନାହିଁ ।

୧୫. ଲିଭ୍ ସମ୍ପନ୍ନୀୟ ସର୍ତ୍ତାବଳୀ ଅବେଦନକାରୀ ତହସିଲଦାର, ଝାରବନ୍ଧଙ୍କ କାର୍ଯ୍ୟାଳୟରେ ପ୍ରତ୍ୟେକ କାର୍ଯ୍ୟ ଦିବସରେ ଦେଖି ପାରିବେ ।

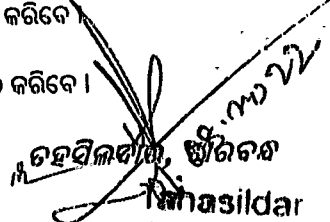
୧୬. ଯଦି ଏହି ଜମ୍ବୁଜାଲରେ କିଛି ତ୍ରୁଟି ପରିଲକ୍ଷିତ ହୁଏ, ତାକୁ ସଂଶୋଧନ କରିବାର କ୍ଷମତା କ୍ଷମତାପ୍ରାପ୍ତ ଅଧିକାରୀଙ୍କର ରହିଛି ।

୧୭. ଜମା ରୟାଲଟି ରାଶିର ଶତକଡ଼ା ୨ ଭାଗ ପରିମିତ ରାଶିକୁ ଲିଭ୍‌ଧାରୀ ଆୟକର (Income Tax) ବାବଦକୁ ଚାଲାଇ ଆକାରରେ ଜମା କରିବେ ।

୧୮. ଲିଭ୍‌ଧାରୀ ରୟାଲଟି ସହିତ ନିର୍ଦ୍ଧାରିତ Surface Rent ଓ Dead Rent ମଧ୍ୟ ପଠାନ୍ତି କରିବେ ।

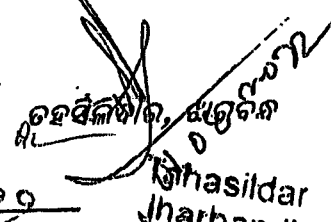
୧୯. ଲିଭ୍ ଅବଧି ମଧ୍ୟରେ ଯଦି Schedule-I ରେ ଉଲ୍ଲିଖିତ କରରେ ଅଭିବୃଦ୍ଧି ଘଟେ ଓ ତାହା ଲିଭ୍‌ଧାରୀ ଉଲ୍ଲେଖ କରିଥିବା ନରଠାରୁ କେଶି ହୋଇଯାଏ, ତେବେ ଲିଭ୍‌ଧାରୀ ବର୍ଜିତ ହାରରେ ସରକାରୀ ଦେୟ ପଠାନ୍ତି କରିବେ ।

୨୦. Compensatory Aforestation ବାବଦକୁ ନିର୍ଦ୍ଧାରିତ କରରେ ଦେୟ ମଧ୍ୟ ପଠାନ୍ତି କରିବେ ।

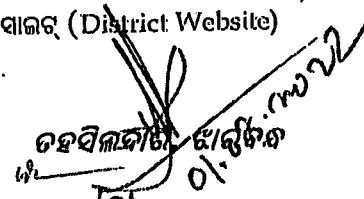
ଆପଣଙ୍କ ସଂ. ୧୪୯୨ / ଗ. ୦୧.୦୮.୨୦୨୨   
Tahasildar Jharbandh

ଏହାର ଏକକିତା ନକଲ ଜିଲ୍ଲାପାଳ, ବରଗଡ଼/ ଉପ-ଜିଲ୍ଲାପାଳ, ବରଗଡ଼/ ପଦ୍ମପୁରଙ୍କ ଅବଗତି ନିମନ୍ତେ ପ୍ରେରଣ କରାଗଲା ।

ଏହାର ଏକକିତା ଲେଖାଏଁ ନକଲ ଜିଲ୍ଲାର ସମସ୍ତ ଗୋଷ୍ଠି ଉନ୍ନୟନ ଅଧିକାରୀ ଏବଂ ତହସିଲଦାର/ ଝାରବନ୍ଧ ବୃକ୍ଷର ସମସ୍ତ ସରଫତ/ ନିର୍ବାହୀ ଯନୀ, ପୂର୍ବ ବିଭାଗ, ବରଗଡ଼/ ନିର୍ବାହୀ ଯନୀ, ଗ୍ରାମ ଉନ୍ନୟନ, ପଦ୍ମପୁର/ ନିର୍ବାହୀ ଯନୀ, କ୍ଷୁଦ୍ର ଜଳସେଚନ, ପଦ୍ମପୁର / ନିର୍ବାହୀ ଯନୀ, କ୍ଷୁଦ୍ର ଜଳସେଚନ ମଣ୍ଡଳ, ପଦ୍ମପୁର/ ନିର୍ବାହୀ ଯନୀ, ଗ୍ରାମ୍ୟ ଜଳଯୋଗାଣ ଓ ପରିମଳ, ବରଗଡ଼/ ଉପ-ନିର୍ଦ୍ଦେଶକ, ଖଣି, ସମ୍ବଲପୁର/ ବନ ମଣ୍ଡଳ ଅଧିକାରୀ, ବରଗଡ଼ଙ୍କ ନିକଟକୁ, ଏହାର ବହୁଳ ପ୍ରକାର ନିମନ୍ତେ ତାଙ୍କର ବିଜ୍ଞାପନ ବୋର୍ଡରେ ପ୍ରଦର୍ଶିତ କରିବା ନିମନ୍ତେ ଅନୁରୋଧ ପୂର୍ବକ ପ୍ରେରଣ କରାଗଲା ।

ଆପଣଙ୍କ ସଂ. ୧୪୯୩ / ଗ. ୦୧.୦୮.୨୦୨୨   
Tahasildar Jharbandh

ଏହାର ଏକକିତା ନକଲ ଜିଲ୍ଲା ସୂଚନା ବିଜ୍ଞାନ ଅଧିକାରୀ, ବରଗଡ଼ଙ୍କ ନିକଟକୁ ଜିଲ୍ଲା ୱେବ ସାଇଟ୍ (District Website) [www.bargarh.nic.in](http://www.bargarh.nic.in) ରେ ଉଲ୍ଲେଖ କରିବା ନିମନ୍ତେ ପ୍ରେରଣ କରାଗଲା ।

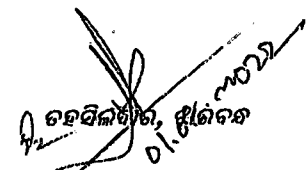
  
Tahasildar Jharbandh



Annexure-1

୨୦୨୨-୨୩ ଆର୍ଥିକ ବର୍ଷରେ ଡାକବନ୍ଧ ଡାହାଣକଣ୍ଠେ ୫ ବର୍ଷ ଅବଧାନ ଲିଜ ପ୍ରଦାନ ପାଇଁ ଖଣିଜ ଉତ୍ପାଦନ ବିବରଣୀ

କ୍ର. ସଂ.	ଲଘୁ ଖଣିଜ ଉତ୍ପାଦନ ନାମ	ମୌଜା ର ନାମ	କି ପ୍ରକାର ଲଘୁ ଖଣିଜ	ଉତ୍ପାଦନ କମିଶନ ବିବରଣୀ				ବର୍ଷ କିମ୍ବା ପ୍ରତିଭୂତ ମାତ୍ରାମାନ (ବ୍ୟବହାର ନିମ୍ନରେ)	ଲଘୁ ଖଣିଜର ସରକାରୀ ଦର (ପ୍ରତି ବ୍ୟବହାର ନିମ୍ନରେ)		ଅନାବଦ ରାଶିର ପରିମାଣ (Earnest Money Amount)
				ଖା. ନଂ	ପ୍ଲଟ ନଂ.	କିସ ମ	ରକବା (ଏକରରେ)		ରସାଇଟି	ଅବଶିଷ୍ଟ ଦେୟ	
୧	୨	୩	୪	୫	୬	୭	୮	୯	୧୦	୧୧	୧୨
୧.	ଜଗଦଳପୁର ବାଲି ଗାଡ	ଜଗଦଳ ପୁର	ବାଲି	୫୧	୩୧୭(କ୍ର)	ନବି	୧୪.୫୫	୭୫୦୦	ଟ. ୩୫.୦୦	ଟ. ୮୦.୦୦	୪୩୧୨୫
୨.	ଲେରଗାଁ ବାଲି ଗାଡ	ଲେରଗାଁ	ବାଲି	୧୨୨	୧୧୨୨(କ୍ର)	ନବି	୧୪.୪୦	୧୨୭୫୦	ଟ. ୩୫.୦୦	ଟ. ୮୦.୦୦	୭୩୩୧୩
୩	ବଲାଙ୍ଗିର ବାଲି ଗାଡ	ବଲାଙ୍ଗିର	ବାଲି	୨୧୦	୧୧୨୧/୧୭୫୨ (କ୍ର) ୧/୧୭୭୩(କ୍ର)	ନବି	୭.୭୦ ୮.୪୦	୯୭୫୦	ଟ. ୩୫.୦୦	ଟ. ୮୦.୦୦	୫୭୦୭୩

  
 ଡି. ଶର୍ମା  
 Assistant  
 Mining Officer

Truecopy  
and  
attested

## OFFICE OF THE TAHASILDAR JHARBANDH

Letter No. 1818 Date: 19/10/23

To

Sri Omprakash Pradhan  
 Sri Sachin Agrawal  
 Sri Md Zahid  
 Sri Manoj Kumar Agrawal  
 Sri Sudhir Kumar Pattnaik  
 Sri Pradeep Pattnaik  
 Bidders of Jagadulpur Sand Quarry.

Sub: Forwarding finalization of successful bidder of Jagadulpur Sand quarry  
 Ref: District Office Letter No. 15861/2022 dated 12/10/2023

Sir,

As you all well informed that the auction of Jagadulpur Sand Quarry was held on dated 21/09/2022 but bidder was not finalized at that time by the direction of Advocate General, Odisha Civil and Sessions Judge, Cuttack dated 20/09/2022. All disposal of three writ petition WPC No. 21821/2022, 21744/2022 & 21679/2022 pending before Hon'ble High Court of Odisha. Now the said three writ petition has been disposed of by the Hon'ble court. Accordingly to implement the order of Hon'ble Court, the successful bidder shall be finalized on dated 31/10/2023 11:00 AM at District Office, Jharbandh.

Therefore you are all informed to present on the mentioned date, time & venue by the undersigned without fail.

Yours faithfully,

  
 Tahasildar Jharbandh  
 Tahasildar  
 Jharbandh

- 14A -

Typed Copy of  
Annexure-2

**OFFICE OF THE TAHASILDAR, JHARBANDH**

**Letter No.1858**

**Date.13.10.23**

To,

Sri Omprakash Pradhan  
Sri Sachin Agrawal  
Seikh Md. Zahid  
Sri Jitendra Ku. Agrawal  
Sri Sudhir Ku. Pattanaik  
Sri Pradeep Pattanaik  
**Bidders of Jagdalpur Sand Quarry**

SUB: Regarding finalization of successful bidders of Jagdalpur Sand Quarry.  
Ref- District Office Letter No.15561/Dated12.10.2023

Sir,

As you all well informed that the auction of Jagdalpur Sand Quarry was held on dated 21.09.2022 but bidder was not finalized at that time by the direction of Advocate General, Odisha, Cuttack vide Letter No.49220(3)/Dated 20.09.2022, till disposal of three writ petition i.e. WPC No.-21631/2022, 21744/2022 & 23679/2022 pending before Hon'ble high Court of Odisha. Now the said three writ petition has been disposed of by the Hon'ble Court. Accordingly to implement the said order of Hon'ble Court, the successful bidder shall be finalized on dated 31.10.2023, 11.00 AM at Tahasil Office, Jharbandh.

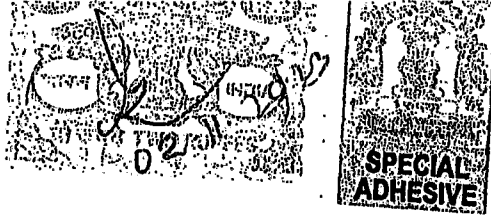
Therefore, you are all informed to present in the scheduled date, time & venue fixed by the undersigned without fail.

Yours Faithfully

Sd/-

Tahasildar, Jharbandh

True copy  
Tahsil  
in Hand



ଆମାନ୍ ଡେସିକ୍ସନାଟ ମହୋଦୟ ଶ୍ରଦ୍ଧାୟକ

ସଦାୟ: (ପିଲାପାଣି HUF ITR ଦେଖି ବଳାଙ୍ଗିର ବାହୁସ୍ଥାନରୁ  
ହଇ କରାଯାଉଥିବା କାର୍ଯ୍ୟ ଆବେଦନକୁ ସ୍ଥାନୀୟ ଜଗତରୁ  
ବାହୁ ସ୍ଥାନ ଶେଷରେ ହଇ କରାଯିବା ସମ୍ଭବ)

ପିତୃରୋଗକାରୀ ନାମ ଦିଆଯାଏ ସ୍ବପ୍ନ ପଟ୍ଟନାୟକ

ନି. ପ୍ରଧାନ କୃଷୀ ପଟ୍ଟନାୟକ.

ନ. ବୃହତ୍, ବ୍ୟାପକ ବୃହତ୍, ପା. ପାଠକାଳ  
ବି. କରାଯାଏ ।

ମହାଶୟ,

ପିତୃରୋଗ କାର୍ଯ୍ୟର କାର୍ଯ୍ୟ ସମସ୍ତ କ ରା, ନିଗେତ ପ୍ରତିଷ୍ଠା  
ନାମ ଲେଖି ଆବେଦନ କାର୍ଯ୍ୟ HUF ITR ଦେଖି ବଳାଙ୍ଗିର ବାହୁସ୍ଥାନରୁ  
ଭାବ ଶେଷରେ ଆବେଦନକୁ ହଇ କରା ଦେଖି । ସେହି ITRରେ , ସେହି  
ଦେଶର କାର୍ଯ୍ୟାଳୟରୁ ସ୍ଥାନୀୟ ଜଗତରୁ ବାହୁ ସ୍ଥାନ ମାଧ୍ୟମ ଆବେଦନକୁ  
ବିନାମ ପ୍ରକାର କରା ଦେଖି । କିନ୍ତୁ ITR ଆବେଦ (ସ୍ବପ୍ନ) ଦେଖିଥିବାକୁ ଭାବ  
ପିତୃରୋଗକୁ ସ୍ଥାନୀୟ ହଇ କରାଯାଉ ଭାବ ପ୍ରକାରୀ ଆବେଦନକାରୀଙ୍କୁ ହଇ  
ସ୍ଥାନକୁ ନିରାଶ୍ରୟକରଣ କରି ଦିଆଯାଉ ।

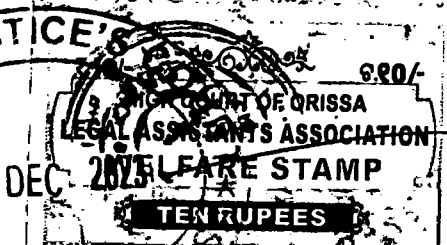
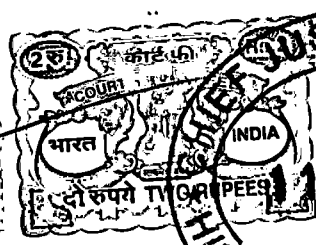
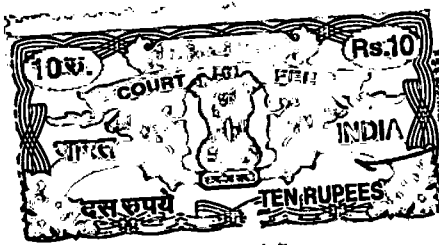
ଏହି ପ୍ରକାର ପ୍ରକାରୀ ହଇ ସ୍ବପ୍ନ ପଟ୍ଟନାୟକ  
ଦେଖି କି ପିଲାପାଣି ଆବେଦନ କାର୍ଯ୍ୟ ଆବେଦନକୁ ହଇ କରାଯାଉ  
ନୁ. ପିତୃରୋଗକାରୀ ଆବେଦନକାରୀଙ୍କୁ ହଇ କରାଯାଉ ।

ଆଉ କି କି ନିମ୍ନଲିଖିତ ପ୍ରକାରୀଙ୍କୁ ମଧ୍ୟ  
ନାମ ବାବଦ, ପିତୃରୋଗ କାର୍ଯ୍ୟର କାର୍ଯ୍ୟ  
ହଇ କରାଯାଉ )

Jeehar Ku pattnaik  
ପିତୃରୋଗକାରୀଙ୍କୁ  
ନା- ୭-୧୧-୨୦୨୨

Receiving  
Growth 1.3

Three copy  
attested



# FORM OF VAKALATNAMA

72366

IN THE HIGH COURT OF JUDICATURE ORISSA, CUTTACK

W/O No. 40824 of 2023

Sudhik Kumar Patteraik  
Versus

Petitioner

State of Orissa

Opp. Parties

Know all men by these presents, that by this Vakalatnama,

I/We Sudhik Kumar Patteraik, aged about 45 years, s/o - Prasanna Kumar Patteraik, At / PO - Bartunda, P.S - Paikamal, Dist - Bargarh,

Plaintiff /Defendant /Appellant /Respondent /Petitioner /Opposite Party in the aforesaid Suit/Appeal Case do hereby appoint and retain Sri/Ms. SAILABALA JENA, T.P. TRIPATHY, K. BADHEI, A. SAHU, K. NANDA, JACQUILINE JENA, G-168-170, Sector-6, CDA, Cuttack-753014, Advocate(s) to appear for me/us in the above case, and to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any application connected with the same or any decree or order passed therein including all applications for return of documents or receipt of any money that may be payable to me/us in the said case and also in applications for review in appeals under Orissa High Court order and in applications for leave to appeal to Supreme Court. I/We authorize my/our Advocate(s) to admit any compromise lawfully entered in the said case.

Dated .....11.....12.....2023

Received from the Executants(s)  
satisfied and accepted as hold  
no brief for the other side

Accepted as above

Tadh  
Ms. SAILABALA JENA,  
Advocate  
Enrollment No. O-555-1998,  
Ph No. 7008035441.

Accepted as above

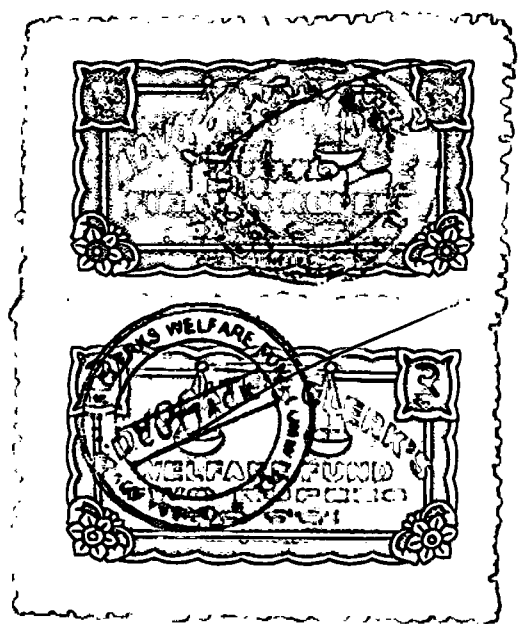
HPadh  
Mr. TARINEE PRASAD TRIPATHY,  
Advocate  
Enrollment No. O-660/2005  
Ph No. 7978960738

Accepted as above

K3adh  
Mr. KIRTAN BADHEI,  
Advocate  
Enrollment No. O-577/2008  
Ph No. 9778615427

Accepted as above

HPadh  
Mr. KIRRTIRAJ NANDA,  
Advocate  
Enrollment No. O-556.2020  
Ph No. 8917249091



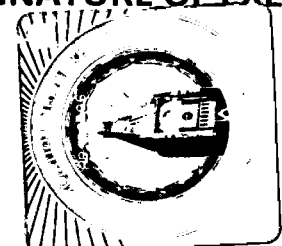
Accepted as above

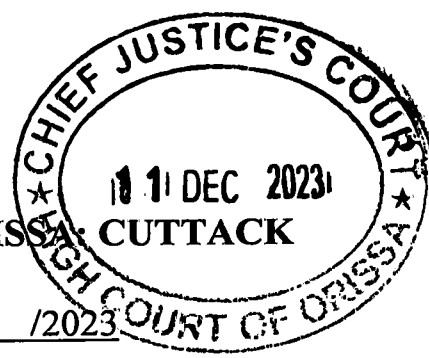
Jacquiline Jena.  
Ms. JACQUILINE JENA,  
Advocate  
Enrollment No. O-1366/2021  
Ph No. 7008329380

Accepted as above

A. Sahu.  
Mrs. ARUNIMA SAHU,  
Advocate  
Enrollment No. O-1314/2010  
Ph No. 9777190734

Sudhik Kumar Patteraik  
SIGNATURE OF EXECUTANT





IN THE HIGH COURT OF ORISSA, CUTTACK

I.A. No. 19513 /2023

(Arising out of WP(C) No. 40824 Of 2023)

Sudhir Kumar Pattanaik

.....Petitioner

Vrs

State of Odisha & Ors.

.....Opp. Parties

IN THE MATTER OF:

An application of Chapter-VI, Rule 27(A) of the Orissa High Court Rules.

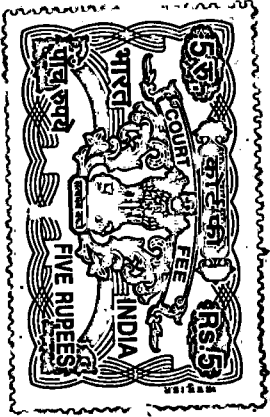
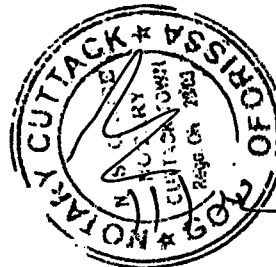
AND

IN THE MATTER OF:

An application for a direction to Opp. Party No.5, not to finalised the tender in respect to Belangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha, till final disposal of the writ petition.

To,

The, Hon'ble Chief justice of High Court of Orissa and his lordship's companion justices of the said Hon'ble Court.



*Chh*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

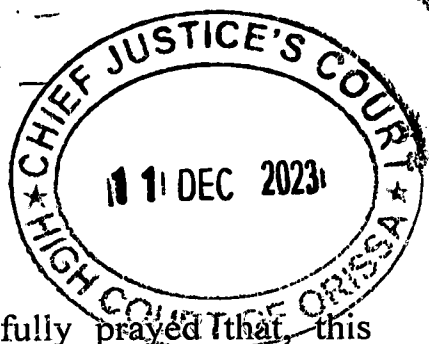
The humble petition of the  
Petitioner above named

**MOST RESPECTFULLY SHEWETH:-**

1. That, the petitioner has filed the above writ petition for cancellation of the Application /Tender/Bid of Opp. Party No-6 in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha.
2. That, the averments made in writ petition may be read as a part and parcel of this of this petition which has not been reproduced here for the sake of brevity.
3. The petitioner has a good prima-facie case and there is likelihood of succeeding.
4. That, the balance of convenience lies in favour of the petitioner and against the Opp. Parties.
5. That in case a direction is not issue to Opp. Party No.5, not to finalise the tender in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha, till final disposal of the writ petition, then great prejudice will be caused to the Petitioner which cannot be compensated in any other term.

*Sailabala Jena*  
**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441





PRAYER

It is therefore most respectfully prayed that, this Hon'ble Court may graciously be pleased to give a direction to Opp. Party No-5, not to finalised the tender in respect to Balangir Sand Quarry under Jharbandh Tahasil in the District of Bargarh, Odisha, till final disposal of the writ petition.

This Hon'ble Court may also be pleased to pass any other further order / orders, direction/directions, as deemed fit and proper in the fact and circumstances of the case.

Cuttack

By the petitioner through

Dated

11-12-2023

Advocate

(SAILABALA JENA),

ADVOCATE,

Enrolment No.O-555-1998,

Ph. No. 7008035441,

G-168-170, Sector-6,

CDA, Cuttack-753014.







## AFFIDAVIT

I, Sudhir Kumar Pattanaik, aged about 45 years,  
S/o- Prasanna Kumar Pattanaik, At/ P.O.-Bartunda,  
P.S-Paikamal, Dist- Bargarh, do hereby solemnly  
affirm state as follows:-

3. That, I am the petitioner in this case.
4. That, the facts stated above are true and correct  
to the best of my knowledge and belief.

Identified by:

Sudhir K. Pattanaik  
Deponent

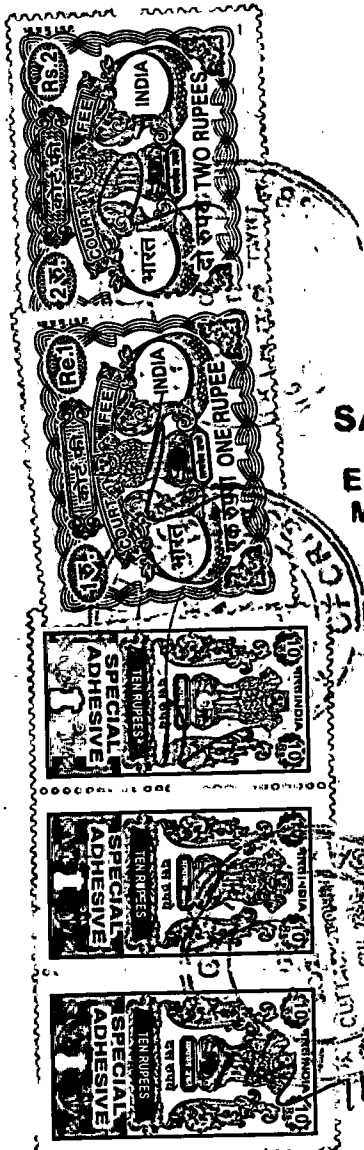
Sailabala Jena  
Advocate

**SAILABALA JENA**  
ADVOCATE  
E. No.-O-555/1998  
Mob.-7008035441

The above named deponent being identified  
by Mr./Ms. S.B. Jena Advocate  
appears before me at 11/12/23 AM/PM.  
on this the 11/12/23 day of 20  
solemnly affirms that the facts stated  
are true to his/her knowledge and belief.

NOTARY  
CUTTACK TOWN

11/12/23



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C). No.37977 of 2023**

**Sk. Mohammad Jahid @ Zahid** .....

**Petitioner**

**Mr. A. Mishra, Advocate**

**Vs.**

**State of Odisha & Ors.** .....

**Opposite parties**

**Mr. P.P. Mohanty, AGA**

**CORAM:**

**ACTING CHIEF JUSTICE DR. B.R. SARANGI**

**MR. JUSTICE MURAHARI SRI RAMAN**

**ORDER**

**21.11.2023**

**W.P.(C) No.37977 of 2023**

**And**

**I.A. No.18347 of 2023**

**Order No.**

**01**

This matter is taken up through hybrid mode.

2. Heard Mr. A. Mishra, learned counsel appearing for the petitioner and Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-opposite parties.

3. Mr. A. Mishra, learned counsel appearing for the petitioner contended that Annexure-1 is the check list for verification of documents for five years long term lease of sairat sources, namely, Jagadapur Sand Quarry, for which auction was held on 21.09.2022, wherein the name of opposite party no.5 finds place at Sl. No.3. From the same it would be evident that opposite party no.5 has quoted Rs.1405/- towards additional charges, whereas the petitioner has quoted Rs.1278.13. So far as opposite party no.5 is concerned, he has furnished the bank guarantee/ITR filed for the year 2021-22 for individual but not for HUF, but it has been stated as HUF. If he submitted ITR for the year 2021-22 for

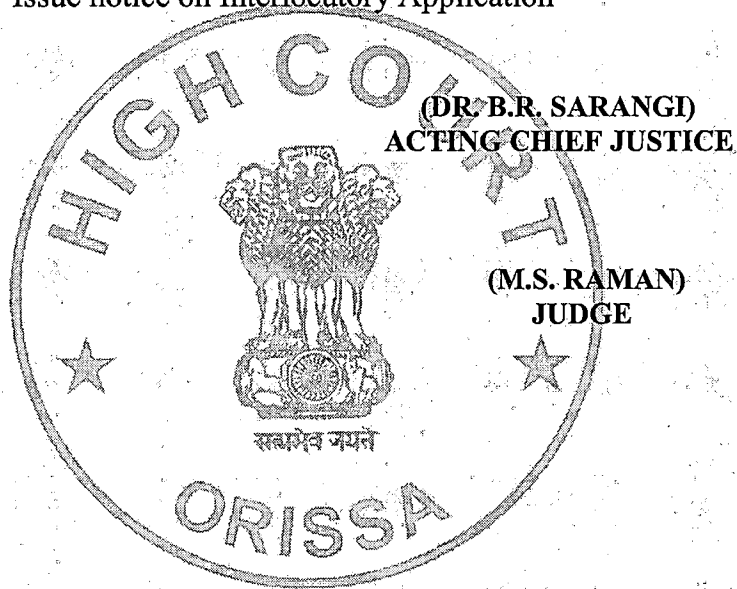
individual business, the same cannot be in conformity with the provisions of law. Thereby, his bid should not have been accepted by the opposite party-authorities.

4. Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-opposite parties seeks time to obtain instructions as to whether opposite party no.5 submitted bank guarantee/ITR for the year 2021-22 HUF or individual.

5. Put up this matter next week.

6. Let two extra copies of the writ petition be served on learned Additional Government Advocate to enable him to obtain instructions in the matter.

7. Issue notice on Interlocutory Application



Alok

Signature Not Verified

Digitally Signed  
Signed by: ALOK RANJAN SETHY  
Designation: Secretary  
Reason: Authentication  
Location: ORISSA HIGH COURT  
Date: 21-Nov-2023 16:02:01



SCANNED

**COMPUTERISED FILING COUNTER  
ORISSA HIGH COURT,CUTTACK  
ACKNOWLEDGEMENT SLIP**

Seat No : 112

Branch No : WRIT BRANCH (DIVISION  
BENCH-2)

Receipt No : 40708/2024

Date Of Receiving : 27/03/2024

Time : 03:55:50 PM

Filing No : D- WP(C) 40524/2023

Case No : WP(C) 40524/2023

Received From : Petitioner

Filed By: ADVOCATE FOR THE PETITIONER

Document(s) Filed :

2- REQUISITE FOR OPS --- Postal Fee -Rs.70

IN THE HIGH COURT OF ORISSA, CUTTACK



WPC - 40524 / 2023

Geethik Kumar Pattanai - - - - - petitioner

VERSUS

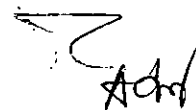
State of Orissa - - - - - opp parties

MEMO

IN pursuance to the order dated  
15.12.2023 in the above writ petition

The requisite as per direction given is here  
by served. postage stamp Rs - 70/-  
Filed here with.

By the petitioner through

  
Adv

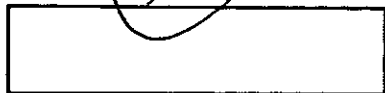
Advocate

Cuttack

Dt - 27/3/24

IN (C) - 40524/2013

3307



प्रेषक डाकघर की नाम - मोहर  
Name-stamp of office of posting

DB-2  
S-112

डाक सेवार्थ  
On Postal  
Service

70

The superintendent

IN (C) Section (DB-2) Officer

HIGH COURT CLERK

पिन / PIN

7	5	3	0	0	2
---	---	---	---	---	---

अनावश्यक को काट दिया जाए  
Strike out if not relevant

आर.पी.-54 / RP - 54

भारतीय डाक विभाग  
DEPARTMENT OF POSTS, INDIA  
प्रति स्वीकृति / Acknowledgement

भारतीय डाक



India Post

रजिस्ट्री-पत्र / पार्सल प्राप्त हुआ

Received Registered Letter / Parcel

क्रमांक / No.

तारीख / Dated

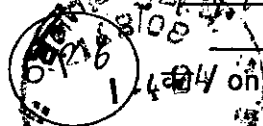
का / of

\* बीमे का मूल्य रुपये में

\* Insured of Rupees

पाने वाले Jitenendra Kumar Agrawal At - Collingwood Road

Addressed to PC/PS/Post - Deeg - 768108



बितरण डाकघर की तारीख मोहर  
Date-Stamp of Office of delivery

हस्ताक्षर और नाम / Signature and Name

112  
DB-2  
SCANNED

## OFFICE OF THE ADVOCATE GENERAL, ODISHA

SLNO: 552082 Date: 28-Mar-24 TIME: 10:59 AM

CASETYPE: WPC No: 40524 YEAR: 2023

PETITIONER / APPELLANT: SUDHIR KU. PATTANAIAK

RESPONDENT / OPP PARTY: STATE

☐ PETITION & MEMO☐ MISC CASE☒ EXTRA COPY☐ COUNTER☐ ADDL

SET: 5

☐ REJONDER☐ CONSOLIDATED

MISC. COPY

ADDL. STANDING  
COUNSEL



DRCS

Chief court

**IN THE HIGH COURT OF ORISSA : CUTTACK**

**MENTION MEMO**

102.2  
112

1. Number of the Case : WPC - 40524 / 2023

2. Name of the Parties :

Pradip Pattanayak Petitioner / Appellant  
vs  
:- VERSUS :-

3. Party seeking position : State of Orissa Opp. Party / Respondent  
Petitioner / Opp. Party /  
Respondent  
Intervener / Appellant

4. Name of the Advocate of the Party seeking position : Sailabala Peria & Associate

5. Name of the Advocates appearing for the Opp. Party : State

6. Mention for : Admission, Order, Stay, Hearing

7. Reason for Mention : That even if the petition is not successful but the same may in not being settled in favor of the petitioner causing serious problem to the disposal of the petition and may be harmful.

8. Date of which posting is sought : 12-11-2024

9. Whether any caveat has been filed or not : NO

10. Indicate whether the matter is in the list before any other Bench : NO

Cuttack

Date 12 / 11 / 2024

Sent to list on  
14.11.24, received  
by C-39  
21.11.24

[Signature]  
Signature of Advocate