

02. 24.12.2019

Heard learned counsel for the parties.

2. By way of this writ petition, the petitioners have prayed for the following reliefs:

"Under the circumstances, the petitioners most humbly pray that this Hon'ble Court may be graciously be pleased to direct the Opp.Party No.6 to take necessary steps u/s 45/46 of Orissa Urban Police Act, 2003 regarding dispersal and removal of one harden Criminal namely Babuli @ Pradeep Mohanty of Vill-Sarakana, Uparamunda Sahi, P.S.-Balianta, Dist-Khurda from the locality of Balianta PS, who has been continuing him criminal activities in the locality of Balianta PS and has been booked u/s 110 of Cr.P.C. and who is continuing his criminal activities by violating the breach of bond period vide order dated 29.05.18 passed by the Hon'ble Addl. DCP-Cum-Executive Magistrate, Bhubaneswar in connection with CMC No.595 of 2018, arising out of Balianta P.S. Case Non FIR No.28/2018 under section 110 of Cr.P.C. as a result of which such inaction of police, the lives & properties of the local people are going to be jeopardized and law and order situation is being arisen by him in that area.

In alternative to direct the Opp.Party No.6 to dispose the representation dated 7.11.2019 of the petitioner within a stipulated period.

And may pass any order/orders as may deem fit and proper.

xx xx xx."

3. Learned counsel for the petitioners submits that with regard to the grievance made in this petition, the petitioners have filed representation dated 07.11.2019 (Annexure-4) before opposite party No.6-IIC, Balianta Police Station but the same is still pending and no decision has yet been taken by the said authority.

4. Considering the facts and circumstance of the case and in view of pending disposal of the representation, we direct the opposite party No.6 to consider and dispose of the representation (Annexure-4), in accordance with law, as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a certified copy of this order. We further direct the opposite party No.6 to take appropriate steps in the matter, if the same has not been done in the meantime.

5. The writ petition stands disposed of. All connected Misc. Cases/I.As. are also disposed of.

Certified copy of this order be granted on proper application.

.....
(K.S. Jhaveri)
Chief Justice

.....
(K.R. Mohapatra)
Judge