

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.17503 of 2023

Bikramaditya Kar

....

Petitioner

Mr.Anjan Kumar Biswal, Advocate

-versus-

State of Odisha & others

....

Opp.Parties

Mr. A.K. Sharma, AGA for

O.P.Nos.1 & 3

Mr.Samir Kumar Mishra, Advocate
for O.P.Nos.2 & 4

CORAM:
JUSTICE K.R. MOHAPATRA
JUSTICE M.S.SAHOO

ORDER
30.05.2023

Order No.

01. 1. The petitioner being aggrieved by acceptance of Technical Bid of opposite party no.5, namely, M/s. Maa Tarini Suppliers vide Annexure-4 has approached this Court with a prayer to set aside the same.
2. It is submitted by Mr. Biswal, learned counsel for the petitioner that the writ application relates to advertisement for selection and appointment of transport contractor Level-II for transportation of CMR for Tangi Block and Chaudwar Municipality of Cuttack district.
- It is fairly submitted by the learned counsel for the petitioner that earlier the petitioner had approached this Court in W.P.(C) No.15937 of 2023 with the self same prayer which was disposed of vide order dated 17.05.2023 with a direction to dispose of the representation filed by the petitioner. It is however submitted that at paragraph-3 of the said order, it was inadvertently stated that the petitioner assailed the rejection of his technical bid. The petitioner has already filed an application for modification of the said order. In view of the above, Mr. Biswal, learned counsel prays for withdrawal of the writ petition to pursue his remedy before the authority.
3. Mr. Samir Kumar Mishra, learned counsel for the Civil Supplies Corporation submits that this writ petition is hit by principles of *res*

judicata and not maintainable. He however does not have any objection to the prayer of the petitioner to withdraw the writ application.

4. In view of such submission, this Court without expressing any opinion on the merits of submission made by the learned counsel for the petitioner, disposes of the writ petition as withdrawn.

It is open to the petitioner to pursue his remedy before the authority in accordance with law.

(K.R.Mohapatra)
Vacation Judge

(M.S.Sahoo)
Vacation Judge



Gs/Jyostna

GAGAN
BIHARI SAMAL

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