

IN THE HIGH COURT OF ORISSA AT CUTTACK

**W.A. Nos.109, 110, 111, 112, 113, 114, 115, 116, 117 &
118 of 2008**

Prafulla Chandra Das & Others

.... ***Appellants***
Mr. R.N. Biswal, Advocate

-versus-

State of Odisha & Others

.... ***Respondents***
Mr. Debakanta Mohanty, AGA

**CORAM:
THE CHIEF JUSTICE
JUSTICE M. S. RAMAN**

**ORDER
28.02.2023**

Order No.

09. 1. The impugned common judgment/order of the learned Single Judge which dismissed the writ petitions filed by the Appellant-Petitioners against the common order of the Commissioner, Consolidation, Orissa, Cuttack in Consolidation Revision Case Nos.1295 to 1304 of 1995, was under Article 227 of the Constitution of India. The last para of the impugned common judgment/order very clearly mentions this fact.
2. That being the position, in view of the decision of the Full Bench of this Court in ***Mohd. Saud & Another v. Shaikh Mahfooz & Others, AIR 2009 Ori. 46(FB)***, which has been affirmed by the Supreme Court of India in ***Mohd. Saud & Another v. Shaikh Mahfooz & Others, (2010) 13 SCC 517***, the present writ appeals are not maintainable and are, accordingly, dismissed. The interim orders

are vacated. This will not prevent the Appellants from seeking appropriate remedies in accordance with law.

(Dr. S. Muralidhar)
Chief Justice

(M. S. Raman)
Judge

MRS/Laxmikant

