
Sanjay Pradhan Vs State Of Odisha & Others

Writ Petition (C) No.12799 of 2023

Court: Orissa High Court

Date of Decision: April 24, 2023

Hon'ble Judges: Dr. B.R. Sarangi, J; M.S.Raman, J

Bench: Division Bench

Advocate: Kabiraj Pradhan, A.K. Parija, L. Samantaray, D. Mohanty

Final Decision: Disposed Of

Judgement

1. This matter is taken up through hybrid mode.

2. Heard.

3. The petitioner has filed this writ petition seeking direction for renewal of license and for granting permission to carry forward and utilize the shortfall

MGQ of the years 2021-22 & 2022-23 in the excise year 2023-24.

4. It is not in dispute that the license was granted to the petitioner for a period of five years and the said license has not been renewed due to non-

utilization of MGQ granted, and that due to COVID-19 Pandemic, the petitioner-licensee was not able to consume the same. If the license of the

petitioner is not renewed, it is observed that the State will lose revenue.

5. Mr. A.K. Parija, learned Advocate General of Odisha made a statement before this Court that let the license of the petitioner be renewed, subject

to payment of licence fee as well as other statutory dues, so that the petitioner will be able to operate the shop and the State will earn the revenue, and

so far as shortfall MGQ of the years 2021-22 & 2022-23 is concerned, the same be spread over to one year (2023-24) and not beyond that, to which

learned counsel for the petitioner has agreed.

6. In view of such position, this Court disposes of the writ petition permitting the petitioner to deposit the requisite fees, along with statutory dues for

running the shop on renewal thereof and whatever shortfall MGQ are there for the previous years 2021-22 & 2022-23, the same shall be spread over

for the excise year 2023-24 along with the MGQ of the current year. It is, however, made clear that no other prayer of the petitioner shall be

considered either by this forum or any other forum.

7. Issue urgent certified copy as per rules.

[illegible]