IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 32212 of 2026

CNR No. - ODHC010741922026

M/s. Utkal Fertilizers, At/PO-Ratnagiri, District-Jajpur represented through its Proprietor, Duryodhana Dash .... ***Petitioner***

Mr. K.K. Rout, Advocate

-versus-

1. The State of Odisha
2. The Odisha State Co-operative Marketing Federation Limited (MARKFED), represented through its Managing Director, Laxmisagar, Bhubaneswar .... ***Opposite Parties***

Mr. S. Nayak, ASC

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

Order No. **17.11.2026**

(Through hybrid Mode)

01. 1. This writ petition has been filed for issue of a direction to the Opposite Party No. 2 to release and pay to the Petitioner the outstanding amount of Rs. 5,47,254/- towards the handling, cleaning, loading and transportation services rendered by the Petitioner, along with interest, within a stipulated period of time.

2. Mr. K.K. Rout, learned counsel for the Petitioner referring to Annexure-1 submits that the Petitioner is an H&T Contractor proprietorship authorized by M/s. Rashtriya Chemicals and Fertilizers Ltd. and assigned the handling of incoming rake of urea

at Dhanmandal (Jajpur) rake point on its behalf of M/s. Rashtriya Chemicals and Fertilizers Ltd. and Mr. Duryodhana Dash, proprietor/representative of the M/s. Utkal Fertilizers, agency contractor (Petitioner) was to co-ordinate the work and authorized to take delivery of the material and undertake handling work for the incoming rake at Dhanmandal/DNM rake point and responsible for Demurrage and Wharfage charge, if any.

3. He submits that though the work has been completed, till date the charges have not been paid for which he has submitted an application dated 04.09.2026 at Annexure-4 to the Opposite Party No.2-Odisha State Co-operative Marketing Federation, Bhubaneswar, Odisha for release of an amount of Rs.5,47,254/-. But till date, no action has been taken therein. He further submits that a request has also been sent by e-mail.

4. However, there is no document on record to establish that any representation has been served on the Opposite Party No.2 or sent by e-mail for payment of any amount to the Petitioner.

5. So the learned counsel for the Petitioner submits that the Petitioner shall submit a fresh representation before the Opposite Party No.2 and the Opposite Party No.2 may be directed to consider

the same in accordance with law.

6. Without going into the question of maintainability or the merits of the case of the Petitioner, the writ petition is disposed of permitting the Petitioner to file a fresh representation before the Opposite Party No.2 along with supporting documents.

7. If such representation is filed, the same shall be considered in accordance with law within four weeks thereafter and the result thereof intimated to the Petitioner.

8. Urgent certified copy of this order be granted on proper application.

(Savitri Ratho)
Judge

puspa

Signature Not Verified
Digitally Signed
Signed by: PUSPANJALI MOHAPATRA
Designation: Personal Assistant
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 17-Nov-2026 18:28:06