



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.13574 of 2026

***JD Group (Contractor), NMDC
Nagarnaar (NISP) Plant and
Transportation Work, Jharsuguda*** ***Petitioner***

Mr. A.K. Chhatoi, Advocate

-versus-

***The MCL (Mahanadi Coalfields
Limited), Sambalpur & another*** ***Opp. Parties***

**CORAM:
THE HON'BLE MR. JUSTICE CHITTARANJAN DASH**

**ORDER
10.07.2026**

Order No.

01. 1. Heard learned counsel for the Petitioner.
2. By means of this application, the Petitioner seeks the indulgence of this Court for the relief claimed as hereunder:-
- “i) Directing the Opp. Party No.1 to intervening into the matter and to act upon the complaint lodged by the petitioner under Annexure-3 Series within a stipulated period.*
- ii) if the opposite parties fail to show-cause or show insufficient cause to make the said rule absolute;*
- and*
- iii) to pass such other order/orders and to issue such other writ/writs as would afford complete relief to the petitioner;”*
3. In course of hearing in the application, the learned counsel for the Petitioner, though vehemently argued his case, failed to substantiate the nexus between the Petitioner and the Opposite Party No.2 vis-à-vis the Opposite Party No.1, through whom, the relief is sought for. Apparently, he also failed to substantiate the



privity of contract between Opposite Party No.1 vis-à-vis the Petitioner and the Opposite Party No.2. Admittedly, the crux of the issue lies with the business transaction between the Petitioner and the Opposite Party No.2.

4. In view of the above, in absence of any privity of contract, there appears no material to indulge Opposite Party No.1 for the relief claimed. The absence of Opp. Party No.1 in the case renders the Petition, non-est since the remaining parties cannot pursue the application, they being not the entities of State as enumerated under Article 12 of the Constitution.

5. Accordingly, Writ Petition stands dismissed. However, the Petitioner shall have the liberty to approach the appropriate forum, if so advised.

(Chittaranjan Dash)
Judge

Bijay