02. 18.03.2021: This matter is taken up through hybrid arrangement (virtual/physical mode).

The Petitioner by filing this writ application has prayed for issuance of a direction to the Opposite Party No. 5 to consider his application dated 09.07.2018 as at Annexure-5 for renewal of the lease of the premises in question.

Heard learned counsel for the Petitioner and learned Additional Govt. Advocate.

The case of the Petitioner is that by order dated 09.05. 1979, the father of the Petitioner had been allotted with the Tin Shed Nos. 1, 2 & 3 near Sardar Patel Hall, Unit-II, Bhubaneswar provisionally for a period of 3 years for running a canteen. It is his further case that on the death of his father, the mother of the Petitioner was allotted with the said premises and thereafter the Petitioner was extended with the same benefit till 31.03.2017. It is further stated that thereafter despite request from the side of the Petitioner for grant/renewal of the lease and submission of the documents in support, the Authority concerned has been sitting over the matter.

The documents filed by the Petitioner which are on record reveal that the benefit had been so extended with a clear condition that the lessee shall deliver the vacant possession of the premises to the lessor on expiry of the term of lease, or sooner, on the determination of the term of this lease-deed. As per the case of the Petitioner, so-called lease in respect of the Tin Sheds has expired with effect from 01.04.2017 and in the meantime about four 4 years have elapsed.

In the above situation, this Court finds that at this stage, this application invoking extra ordinary writ jurisdiction of this Court is seeking the reliefs of a direction to the Authority to renew the lease/benefit is not entertainable.

Accordingly, the writ application stands dismissed.

Issue urgent certified copy as per rules.

D. Dash, J.