



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.22868 of 2026

CNR No. ODHC010541582026

1) *Tulashi Malik*

.....

Petitioners

2) Laxmi Priya Malik

Represented by Adv. -

3) Daliprava Malik

Bijaya Kumar Behera 1

4) Shashadhar Malik

-versus-

1) *State Of Odisha*

.....

Opposite Parties

2) The Collector And District

Represented by Adv. -

Magistrate, Jajpur

Biswabara Dash, ASC

3) The Tahasildar, Dasarathpur

CORAM:

MR. JUSTICE CHITTARANJAN DASH

ORDER

29.07.2026

Order No.

1. 1. The innocuous prayer made by the Petitioners in the present Writ Petition is for a direction to the authorities to consider and dispose of their representations submitted before the Tahasildar, Dasarathpur and the Collector, Jajpur, respectively, seeking settlement of a piece of land situated in Mouza-Jafarpur under Dasarathpur Tahasil under the "Basundhara Scheme", vide applications dated 13.04.2026.
2. Perusal of the Writ Petition and the documents annexed thereto reveals that a notice had been issued as



back as in the year 2004 calling upon the Petitioners to appear before the Tahasildar, Dasarathpur and show cause as to why the land under their unauthorised occupation should not be dealt with in accordance with law by initiating eviction proceedings. Nothing has been stated in the Writ Petition to indicate that the Petitioners had ever filed any objection pursuant to the said notice or the outcome of the said proceeding. On the contrary, several notices have been annexed to the Writ Petition, which reveals that the Petitioners failed to appear before the competent authority in person or produced any supporting documents to avoid the eviction proceeding. Rather, the materials placed on record discloses that the Petitioners have deposited the penalty imposed in respect of the encroached land, thereby acknowledging their unauthorised occupation over the subject land.

3. Be that as it may, since the Petitioners have confined their prayer to a direction for consideration of their pending applications seeking settlement of the land under the "Basundhara Scheme", this Court, without expressing any opinion on the merits of the case, disposes of the Writ Petition at the stage of admission with a direction to Opposite Party No.3, or such other competent authority, to consider and dispose of the Petitioners' applications, if the same are otherwise maintainable and permissible under the "Basundhara Scheme" strictly in accordance with law, as expeditiously as possible, preferably within a period of



one month from the date of production of a certified copy of this order.

(CHITTARANJAN DASH)
Judge

AKPradhan

Signature Not Verified

Digitally Signed
Signed by: ANANTA KUMAR PRADHAN
Designation: Senior Stenographer
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 31-Jul-2026 11:02:57

