

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.11876 of 2006

Kishore Ch. Padhi and others

....

Petitioners

Mr. S. Mohanty, Advocate

-versus-

State of Odisha and another

....

Opp. Parties

Mr. D.K. Mohanty, AGA

CORAM:

THE CHIEF JUSTICE

JUSTICE R.K. PATTANAİK

ORDER

14.02.2022

Order No.

14.

1. In paragraph 6 of the counter affidavit, which has not been replied to by the Petitioners by filing any rejoinder, it is stated that the present Petitioners, who claim to be successors of the original lessee Dhuli Padhi, sold the leased land in favour of Sri Bharat Chandra Behera by a registered sale deed dated 28th July, 2006. Noting this fact, this Court had directed that the present petition should be heard along with W.P.(C) No.11938 of 2006 filed by Sri Bharat Chandra Behera. Today when both the writ petitions were called, learned counsel appearing for Sri Bharat Chandra Behera informed the Court that he has no instruction as far as W.P.(C) No.11398 of 2006 was concerned. The Court accordingly dismissed the said writ petition.

2. With there being no challenge by Sri Bharat Chandra Behera, there is no question of permitting the present Petitioners to

maintain any challenge to the order passed by the Additional District Magistrate, Bhubaneswar in Lease Revision Case No.331 of 1986. The Court, therefore, declines to interfere with the impugned order. The writ petition is dismissed.

(Dr. S. Muralidhar)
Chief Justice

(R.K. Pattanaik)
Judge

KC Bisoi

