

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 418 of 2019

Prasanti Dehury

.....

Petitioner

Mr. P. Jena, Advocate

Vs.

*Collector-cum-Land Acquisition
Officer, Angul and others*

.....

Opposite Parties

*Mr. S.N. Nayak, ASC &
Mr. T.K. Patnaik, Advocate (O.Ps. 2 and 3)*

CORAM:

DR. JUSTICE B.R. SARANGI

MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

13.12.2022

Order No.

04.

This matter is taken up through hybrid mode.

2. Heard learned counsel for the parties.
3. The petitioner has filed this writ petition seeking direction to the opposite parties to dispose of the representation dated 08.03.2018 and 12.11.2018 within a stipulated period.
4. Learned counsel for the petitioner contended that since the compensation amount has not been paid, he has approached the authorities by filing the representations and when the authorities did not take any step, he preferred this writ petition seeking direction to the opposite parties for disposal of the representation.
5. Mr. S. Nayak, learned Additional Standing Counsel contended that during pendency of the writ petition the relief sought by the petitioner has already been extended since the representations filed by the petitioner has already been disposed of and the amount has already been disbursed in favour of the petitioner. Therefore, nothing more remains to be adjudicated in this writ petition.
6. Mr. T.K. Patnaik, learned counsel appearing for opposite parties 2 and 3 contended that since the petitioner has already been disbursed with the compensation mount, the writ petition may be disposed of as such.

7. It appears the petitioner has approached this Court seeking direction to the opposite parties for disposal of the representation and extension of the compensation amount in lieu of the acquisition of land. The counter affidavit filed on behalf of opposite party no.1 reveals compensation amount so far as land and structure is concerned has also been released in favour of the petitioner. In the counter it has been stated as follows:-

“That as regards the averment made in Para-2 of the writ petition, it is humbly submitted that Petitioner has been paid compensation for land and structure in village Hiloi and Ekdal as follows:-

For Land:-

Name of the village	Khata no.	Area	Amount of compensation for land in Rs.	Remarks
Hiloi	113/184	Ac. 0.01	6576.91	Paid
Ekdal	149/163	Ac 0.01	10881.96	Paid

For Structure:-

Name of the village	Khata no.	Purpose of compensation	Amount	Remarks
Hiloi	113/184	Structure	79,441.90	Paid
Ekdal	113/184	Structure	2,66,468.73	Paid

8. Since the petitioner has already received the benefit, nothing more remains to be adjudicated in this writ petition.

(DR. B.R. SARANGI)
JUDGE

(B. P. SATAPATHY)
JUDGE

Arun