

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 1596 of 2022

Mr. Amit Prasad Sahoo

....

Petitioner

Mr.Bhagabat Prasad Rath, Advocate

-versus-

Tahasildar, Biramitrapur

....

Opposite Party

Mr. Debakanta Mohanty, AGA

**CORAM:
THE CHIEF JUSTICE
JUSTICE M.S.SAHOO**

ORDER

27.01.2022

Order No.

2.

1. This matter is taken up by video conferencing mode.
2. Mr. D. Mohanty, learned AGA appears on advance notice and submits the lease of the Petitioner has been cancelled vide order dated 22nd November, 2022 passed by the Tahsildar, Biramitrapur. A copy of the said order is produced before the Court.
3. Learned counsel for the Petitioner, however, states that the Petitioner has never been formally communicated such an order passed by the Tahsildar, Biramitrapur.
4. In that view of the matter, Mr. D. Mohanty, learned AGA shall supply a copy of the order dated 22th November, 2022 passed by the Tahsildar, Biramitrapur to the learned counsel for the Petitioner today itself.
5. It will be open to the Petitioner to file an appeal assailing the order dated 22nd November, 2022 passed by the Tahsildar, Biramitrapur before the Sub-Collector under Section 46 of the

OMMC Rules, 2016. If such an appeal is filed not later than 14th February, 2022 accompanied by an application for condonation of delay giving an explanation that the delay is on account of the pendency of the present writ petition, such application will be considered in accordance with law by the appellate authority. It will be open to the Petitioner to seek appropriate interim reliefs before the appellate authority.

6. It is made clear that this Court has not expressed any opinion on the merits of the case.

7. The writ petition is disposed of in the above terms.

8. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed vide Court's Notice No.4587, dated 25th March, 2020, modified by Notice No.4798, dated 15th April, 2021, and Court's Office Order circulated vide Memo No.514 and 515 dated 7th January, 2022.

(Dr. S. Muralidhar)
Chief Justice

(M.S. Sahoo)
Judge