

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC NO.3196 OF 2022

Seshadev Praharaj

....

Petitioner

Mr.B.Bhuyan, Adv.

-versus-

State of Odisha & ors.

....

Opposite Party(s)

Mr.U.K.Sahoo, ASC

**CORAM:
JUSTICE BISWANATH RATH**

**ORDER
4.2.2022**

Order No.

01. 1. This matter is taken up through video conference mode.
2. 2. Heard learned counsel for the Parties.
3. 3. The Writ Petition involves a notice issued by the B.D.O.-
cum-Election Officer, Baliana under the Orissa Gramapanchayat
Election Rules, 1965.
4. 4. Learned counsel for the Petitioner alleges that by the
impugned notice, vide Annexure-3, the Petitioner's right over his
personal property is being infringed.

5. There is clear indication in Annexure-3 that the Petitioner is in illegal occupation of a school building. However, the Petitioner claims that he is the owner of such building. This Court has no power to entertain the nature of the dispute involved herein. In the event the Petitioner so aggrieved by such issuing notice at Annexure-3 involving any sort of infringement of right over his personal property, it may be open to the Petitioner to approach the Civil Courts and get appropriate decree.

6. The Writ Petition stands disposed of accordingly.

7. As 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 Nos.514 and 515 dated 7th January, 2022.

(Biswanath Rath)
Judge

M.K.Rout