

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.13858 of 2022

**Surendranath Mahapatra &
Ors.**

.... **Petitioners**
Mr. S.B. Mohanty,
Advocate

-versus-

Jugal Kishor Sethy & Ors.

.... **Opposite Parties**
Mr. R.N. Mishra
Addl. Govt. Advocate

**COROM:
JUSTICE S.K. SAHOO
JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER
02.06.2022**

Order No

- 01.** 1. This matter is taken up through Hybrid Mode.
2. Heard Mr. S.B. Mohanty, learned counsel for the Petitioner and Mr. R.N. Mishra, learned counsel appearing for the Opp. Parties.
3. The Petitioners have filed the present writ Petition seeking inter alia for a direction on the Opp. Parties to take effective steps for rehabilitation and relocation of the Petitioners over the non-objectionable Govt. land under Khata No. 26 in Mouza – Bidubazar under Nilagiri Tahasil for construction of shop rooms and for resettlement of the Petitioners by taking some premium.
4. As revealed from the pleadings made in the writ Petition, the Petitioners have approached the Opp. Parties more particularly O.P. Nos.3, 4 & 5 vide Annexure-7 and

Annexure- 8 series ventilating their grievance as made in the writ Petition.

5. Mr. Mohanty, learned counsel for the Petitioners submitted that even though they have moved the O.P. Nos.3 to 5, the Sub-Collector, Nilagiri, O.P. No. 4 is competent to take a decision on the claim made by the Petitioners on 26.04.2022 under Annexure-8 series.

6. Therefore, without entering into the claim made in the writ Petition, this Court while disposing the writ Petition, directs the O.P. No. 4 to take a lawful decision on the claim made by the Petitioners on 26.04.2022 under Annexure-8 series within a period of 4(four) weeks from the date of receipt of this order and by giving an opportunity of hearing to Petitioner No. 1.

7. It is also observed that O.P. No.4 shall act on the same on production of a copy of this order by Petitioner No.1 within a period of 7(seven) days from the date of receipt of this order. It is further observed that till such a decision is taken by O.P. No. 4, no coercive action shall be taken against the Petitioners. The order so passed by O.P. No. 4 be communicated to Petitioner No. 1, who shall share it with the other Petitioners.

8. With the aforesaid observation and direction, the writ Petition is disposed of.

(S.K. Sahoo)
Vacation Judge

(Biraja Prasanna Satapathy)
Vacation Judge