

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 27846 of 2022

Bijay Kumar Sahoo @ Bijay Sahoo

.....

Petitioner

Mr. U.C. Mohanty, Advocate

Vs.

State of Odisha and others

.....

Opposite Parties

Mr. A.K. Mishra, AGA

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

20.10.2022

Order No.

01.

This matter is taken up through hybrid mode.

2. Heard Mr. U.C. Mohanty, learned counsel for the petitioner and Mr. A.K. Mishra, learned Additional Government Advocate appearing for the State-opposite parties.

3. The petitioner has filed this writ petition seeking to quash the notice dated 14.10.2022 under Annexure-1 issued by opposite party no.6, as the same is illegal, arbitrary and unreasonable.

4. Mr. U.C. Mohanty, learned counsel for the petitioner contended that at the behest of opposite party no.6, steps have been taken by opposite parties for eviction of the petitioner. Therefore the petitioner has approached this Court by filing the present writ petition. It is further contended that the petitioner has already filed objection before the authority under Annexure-4 and, therefore, direction may be given to consider and dispose of the same within a stipulated time.

5. Mr. A.K. Mishra, learned Additional Government Advocate appearing for the State-opposite parties contended that looking at Annexure-1, it appears that against the notice issued by one Arjun Charan Panda, President of Jiral Village Committee, Jiral, Dhenkanal, the petitioner has approached this Court by filing the

present writ petition. Therefore, the writ petition is not maintainable in view of the notice issued by a private institution and, as such, this Court has no jurisdiction to quash such notice under Article 226 of the Constitution of India.

6. Having heard learned counsel for the parties and after going through the records, this Court finds that the relief sought by the petitioner with regard to quashing of the notice under Annexure-1, which has been issued by Arjun Charan Panda, President of Jiral Village Committee, Jiral, Dhenkanal and, as such, against such notice the writ petition is not maintainable. Therefore, this Court is not inclined to entertain this writ petition. However, if the petitioner so likes he may approach the appropriate forum.

7. Accordingly, the writ petition stands dismissed.

Ashok

(DR. B.R. SARANGI, J.)

