IN THE HIGH COURT OF ORISSA AT CUTTACK

CONTC No.2858 of 2025

Madhu Bag …. ***Petitioner***

Mr. Bijaya Kumar Behera-1,Advocate

-versus-

Kailash Chandra Das, ORS …. ***Contemnor/ Opp. Party***

Mr.Jateswar Nayak, AGA

CORAM:

HON'BLE MR. JUSTICE S.K. SAHOO

HON'BLE MR. JUSTICE CHITTARANJAN DASH

ORDER

02.12.2025

Order No.

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06. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

This contempt petition has been filed for non-compliance of the order dated 13.01.2025 passed in W.P.(C) No.459 of 2025. The operative part of the order reads as follows:

> "Considering the submission made and without expressing any opinion on the merits of the case, this Court disposes of the writ petition directing the opposite party no.3 to dispose of the L.A. Case No.18 of 2000 in accordance with law within a period of three months from the date of production of a certified copy of this order and communicate the result of such exercise to the petitioner. It is further directed that in case the application of the petitioner under Section 28-A of the Land Acquisition Act, 1894 is allowed, and there is no other legal impediment, the compensation amount be disbursed in favour of the petitioner within a period of two months thereafter."

When the matter was taken up on 06.11.2025, learned counsel for the State produced the written instruction dated 28.10.2025 of the Special L.A. & R.R.O., Lower Indra Irrigation Project, Khariar (Nuapada) and the same was taken on record and copy of the same was handed over to the learned counsel for the petitioner, who sought for time to obtain instruction and the matter was thereafter listed on 11.11.2025 and 18.11.2025 and on the prayer made by the learned counsel for the petitioner, the matter was adjourned.

Mr. B.K. Behera, learned counsel for the petitioner on instruction submitted that the LAR proceeding under section 18 of the Land Acquisition Act has already been dropped and thereafter the CMA application was also dismissed.

In view of such state of affairs, as stated by the learned counsel for the petitioner, there can be no impediment for disposal of the application filed by the petitioner under section 28-A of the Land Acquisition Act, 1894 pending before the Special Land Acquisition Officer, Lower Indra Irrigation Project, Khariar (opposite party no.3 in the writ petition) as was directed by order dated 13.01.2025 passed in W.P.(C) No.459 of 2025.

Accordingly, this contempt petition is dropped.

Let a copy of the order be handed over to the learned counsel for the State, which will be forwarded to opposite party no.3, who shall comply with the order within a month hence.

(S.K. Sahoo)
Judge

(Chittaranjan Dash)
Judge

Signature Not Verified
Digitally Signed
Signed by: PRAMOD KUMAR SAHOO
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 03-Dec-2025 17:04:00