IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 34040 of 2025

Malati Nayak ..…….. ***Petitioner(s)***

Mr. Nirmal Kishore Rath, Adv.

-Versus-

State of Odisha & Ors. ……. ***Opposite Party(s)***

Mr. Rajdeep Pradhan, ASC

CORAM:
DR. JUSTICE SANJEEB K PANIGRAHI

ORDER
04.12.2025

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The present Writ Petition has been filed by the Petitioner with the following prayer:

> "Under the circumstances as narrated above, it is humbly prayed that Your Lordships may graciously be pleased to admit this writ application, issue Rule NISI in the nature of mandamus/certiorari or any other writ(s) and thereby direct the Opposite party No.3 to consider the petition of the petitioner under Annexure-2 to proceed under Section 7(2)(b) of the O.P.L.E. Act, 1972 and to settle the land in possession i.e. Plot No.2827, area Ac.0.020dec. under Khata No-1050 of Mouza- Garedipanchana, District-Khordha, and the Opp. No.2 may kindly be directed to take appropriate steps at his level for settlement of land in favour of the landless petitioner.
> And further, this Hon'ble Court be pleased to pass any other order(s)/direction(s)/directions as may deem fit and proper in the farts and circumstances of the case which will give proper justice to the petitioner."

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Reason: Authentication
Location: OHC
Date: 05-Dec-2025 11:14:04

4. Learned counsel for the Petitioner submits that the Petitioner has filed the reply to the show cause notice dated 28.10.2025 issued by the Opposite Party No.3/Tahasildar, Balipatna. However, the same is still pending for consideration.

5. In such view of the matter and considering the submission made, this Court directs the Opposite Party No.3/Tahasildar, Balipatna to consider the reply to the show cause filed by the Petitioner under Annexure-4 and dispose of the same by passing an appropriate order in accordance with law within a period of fifteen days from the date of receipt of a certified copy of this order. Till the appropriate order is passed by the Tahasildar, Balipatna, no coercive action shall be taken against the Petitioner.

6. The Writ Petition is, accordingly disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

Murmu

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