IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.2262 of 2026

Purna Chandra Birtia .... ***Petitioner***

Ms. Laxmi Sharma, Advocate

-versus-

State of Orissa and another .... ***Opposite Parties***

Mr. Siba Narayan Biswal,
Additional Standing Counsel

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER
09.04.2026

Order No.
03.

This matter is taken up through hybrid mode.

2. The present writ petition has been preferred with a prayer to direct the Opposite Party No.2 (Tahasildar, Bargarh) to consider the representation dated 15.07.2025, which has been registered as Misc. Case No.16/2025, as at Annexure-1 within a stipulated period. In Misc. Case No.16/2025 a prayer has been made to make an enquiry into the matter under the Odisha Survey & Settlement Act and Rules made there under and to rectify the Record of Rights.

3. Despite order dated 12.02.2026, learned State Counsel failed to take instruction regarding the present status of Misc. Case No.16/2025. Thereafter, vide order dated 19.03.2026, further two weeks' time was granted to the learned State Counsel to apprise the Court regarding present status of Misc. Case No.16/2025 making it clear that if the Tahasildar, Bargarh (Opposite Party No.2) fails to impart necessary instruction to the learned State Counsel within the extended period, he/she shall remain physically present before this Court on the adjourned date along with the

records in Misc. Case No.16/2025 to assist the Court for passing appropriate order.

4. Pursuant to such order, Ms. Sonali Pattanaik, the present Tahasildar, Bargarh is present physically before this Court with the records in Misc. Case No.16/2025.

5. Mr. Biswal, learned ASC for the State-Opposite Parties files photocopy of the written instruction imparted by the Tahasildar, Bargarh along with Hazira filed by the Petitioner on 07.04.2026, notice given to the Petitioner and the entire order sheet of Misc. Case No.16/2025.

6. It is revealed from the order sheet in Misc. Case No.16/2025 that, pursuant to order of this Court dated 19.03.2026, the matter was taken up on 07.04.2026, on which date the Petitioner's Counsel, who is also Counsel for the Petitioner before this Court, appeared before the Tahasildar, Bargarh and filed Hazira. Apart from that, she prayed for time to submit some documents/records with regard to copy of the de-notification of the consolidation operation. Accordingly, the Tahasildar, Bargarh, considering the prayer of the learned Counsel for the Petitioner, adjourned Misc. Case No.16/2025 to 29.04.2026.

7. Written instruction along with enclosures filed by the learned State Counsel is taken on record.

8. Since Misc. Case No.16/2025 has already been taken up for hearing and disposal, the writ petition stands disposed of at the stage of admission.

9. This Court is hopeful that the Tahasildar, Bargarh shall do well to deal with and dispose of Misc. Case No.16/2025 in accordance with law at the earliest, giving due opportunity of hearing to the Petitioner.

10. It is made clear that this Court has not expressed any opinion regarding merit of the prayer made in Misc. Case No.16/2025.

11. Urgent certified copy of this order be granted on proper application.

Kanhu

(S. K. MISHRA)
JUDGE

Signature Not Verified
Digitally Signed
Signed by: KANHU BEHERA
Designation: JUNIOR STENOGRAPHER
Reason: Authentication
Location: High Court of Orissa, Cuttack.
Date: 10-Apr-2026 18:20:18