IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 8261 of 2026

CNR No. ODHC010159042026

Alekha Sa ..…... ***Petitioner (s)***

Mr. Ashutosh Dash, Adv.

-Versus-

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

Mr. Manmaya Kumar Dash, ASC

CORAM:

HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER

27.10.2026

Order No.

04.

1. This matter is taken up through hybrid arrangement.

2. Heard learned counsel for the parties.

3. In the present Writ Petition, the Petitioner has challenged the in action of the Zone Officer, Upper Indravati Irrigation Project, Kusumkhunti, Kalahandi-Opposite Party No.4 in disposing of his application filed under Section 28-A of the Land Acquisition Act, 1894 (for brevity 'the Act'), (Misc. Case No.53 of 2024 in L.A. Case No.06 of 2011), which has been filed in terms of the Judgment dated 4th May, 2024 passed by learned Civil Judge (Senior Division), Bhawanipatna in LAR Case No.119 of 2023 in a reference under Section 18 of the Act.

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4. Learned counsel for the State submits that the amount has already been sanctioned by the Government in favour of the Petitioner. In this regard, he has received instructions vide Memo No.25644 dated 24.08.2026, the relevant portion of which is extracted hereinbelow:

> *"xxx xxx xxx*
> *I am directed to convey the sanction of Government towards payment of Rs.8,54,679/- (Rupees Eight Lakh Fifty Four Thousand Six Seventy Nine) only towards the payment of decretal dues u/s-28(A) of the LA Act, 1894 in favour of Pabitra Sa & others of village-Jharkusumkhunti, Dist-Kalahandi for Construction of UIIP.*
> *2. The charge is debitable to "Demand No.20-4701-capital outlay on-Medium Irrigation-State Sector Schemes-98-Upkeeping of Existing Irrigation System Commercial-800-Other Expenditure-0147-0147-Clearance of Liabilities-14001-Payment of Decretal Dues charged during the financial year 2026-27.*
> *3. In no case, the expenditure will exceed the budget provision for Financial Year 2026-27.*
> *4. This has been concurred in by the FA Cell, DOWR.*
> *5. Payment should be made through Eelectronic transfer only. This sanction order is based on the amount calculated by the Spl. LAO. It is expected that the Spl. LAO has properly verified the award copy and the judgment, before preparation of the calculation sheet. It is also expected that the decretal dues to the decree holder has been verified properly at his level to avoid future legal complication. Further, he must verify before payment that the payment in respect of the above case has not been made earlier."*

5. In view of the submission made by learned counsel for the State and the sanction accorded by the Government towards payment of the decretal dues in favour of the Petitioner, no further order is called for in the present Writ Petition. It is, however, expected

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that the competent authority shall take necessary steps for disbursement of the sanctioned amount to the Petitioner in accordance with law.

6. Accordingly, the Writ Petition is disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

(Murahari Sri Raman)
Judge

Murmu

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