IN THE HIGH COURT OF ORISSA AT CUTTACK
CONTC No.1744 of 2026
CNR No.ODHC010209172026

Harsh Kumar Primus Lakra .... ***Petitioner***
Mr. Bharat Kumar Mishra, Advocate

-versus-

Salama Majhi, Tahasildar,
Rourkela Tahasil Office,
Sundargarh and another .... ***Opposite Parties/Contemnors***
Mr. Saswat Das, Addl. Government Advocate

CORAM:
HON'BLE THE CHIEF JUSTICE
AND
HON'BLE MR. JUSTICE MURAHARI SRI RAMAN
ORDER
29.10.2026

Order No.

04. ***1.*** Non-compliance of the judgment/order dated 17.10.2025 passed in W.A. No.756 of 2025 led the petitioner to file the instant contempt petition.

2. Heard Mr. Bharat Kumar Mishra, learned Advocate for the petitioner and Mr. Saswat Das, learned Addl. Government Advocate for the opposite parties/contemnors.

3. A compliance affidavit has been filed by the learned State Counsel which is sworn to by Mr. Prabhat Kumar Parida, the Sub-Collector, Panposh, Rourkela, Transport Commissioner-*cum*-Chairman, State Transport Authority, Odisha, wherein at paragraphs-7, 8 and 9, it has been stated as follows:

*"**7.** That it was further ascertained that, the petitioner Shri Lakra is not a landless person and he is staying in a dwelling house constructed over Plot No.16/3049, area Ac.0.26, Kissam Goda-I of Khata no. 124/155 of Village- Kansbahal, Dist-Sundargarh which is recorded in the name of H. Primus Lakra, S/o-Habil Lakra by caste Oram under Rayati status. Also, the petitioner is a permanent resident of village-Dumbardih Patritolly, PO-Dumbardih, PS-Kudeg, Dist-Gumla, State-Bihar which is mentioned in his PF Declaration Form. The petitioner was employed with L&T, Kansbahal, from 01.04.1982 to 31.10.2006, during which period Company Quarter No.1 in Block No.20 was allotted in his favour. Therefore, it can be concluded that the petitioner was not in continuous possession of land for more than thirty years as on the date of institution of the encroachment proceeding.*

8. That subsequently, the present deponent along with the Opp. Party/Contemnor No.1 i.e. the Tahasildar, Raurkela, Revenue Supervisor, Raurkela & Revenue Inspector, Basanti Colony, Raurkela visited the spot personally to verify the actual field position and it was found that, there is a railway over bridge, RMC Building constructed over the suit land. Further, a temple, road and some slum (Basti) have come up over full Plot No. 123/285, 123/286 of Khata No 4 of RTU 38.

9. That subsequently, in obedience to the direction issued by this Hon'ble Court vide Judgment dt.17.10.2025 passed in W.A. No. 756 of 2025, the claim of the petitioner for settlement of the Government land in his favour was disallowed vide Order dt.09.10.2026 of Sub-Collector, Panposh and the same was communicated to the petitioner vide Letter No.5199 dt.16.10.2026 through process Server which was received by the petitioner on 22.10.2026. The copies of the Order dt.09.10.2026, Letter No.5199 dt.16.10.2026 & Receipt dt.22.10.2026 are annexed herewith as Annexure-A/2 & Annexure-B/2 & Annexure-C/2 respectively."

4. As is manifest from the aforesaid compliance affidavit, this Court, thus, perceives no deliberate or wilful negligence on the part of the authority concerned in carrying out the Judgment/Order of this Court, and, therefore, this Court does not feel it apposite to proceed with contempt against the alleged contemnors.

5. Accordingly, the contempt proceeding is dropped and the CONTC is disposed of.

(Harish Tandon)
Chief Justice

(M.S. Raman)
Judge

Bichi

Signature Not Verified
Digitally Signed
Signed by: BICHITRANANDA SAHOO
Designation: Secretary
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 02-Nov-2026 16:49:20