IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.34892 of 2026
CNR No. ODHCO10831702026

Bahana Kansari ..... **Petitioner**

Represented by Adv.
Mr. P.K.Satapathy

-versus-

M/s. Steel Authority of India Ltd., Rourkela Steel Plant, Sundargarh and Anr ..... **Opposite Parties**

Represented by

Mr. S. Dash, ASC,
Mr. J.R.Deo, Adv.
(Opp.Party No.1)

CORAM:
MR. JUSTICE SASHIKANTA MISHRA

ORDER
23.10.2026
W.P.(C). No. 34892 of 2026
and I.A. No. 20665 of 2026

Order No. 01

1. This matter is taken up through hybrid mode.

2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.

3. The petitioner has approached this Court with the following prayer:

> *"The petitioner therefore prays that Your Lordship would be graciously be pleased to admit Writ Petition, call for records, after hearing the parties issue writ/writs in the nature of certiorari/mandamus or any other writ/directions, quash the eviction notice dated 10.10.2026 issued by the AGM, Rourkela*

Steel Plant (TS & IE) under Annexure-1 and direct the Appellate Authority to decide the stay petition filed in appeal bearing FAO No. 25 of 2026 pending before the learned District Judge, Sundargarh within a stipulated period.
And for which act of kindness the petitioner as in duty bound shall ever pray.

4. In course of hearing, learned counsel appearing for the Opposite Parties submits that the appeal filed by the petitioner before the District Judge is not maintainable in law.

5. Mr. Satapathy, learned counsel appearing for the petitioner submits that even otherwise, the impugned eviction notice dated 10.10.2026 and 18.06.2026 are bad in law for not having been preceded by any show cause notice. On query by this Court, learned counsel for the Opposite Parties is unable to demonstrate from the records or on instructions that any show cause notice was served on the petitioner before issuing the eviction notice. Since law requires that the eviction notice must be preceded by a chance to show cause, the impugned notices obviously cannot be countenanced in law.

6. In view of the above, the writ application is disposed of by directing the Opposite Party authorities to issue show cause notice as required by the statute within two weeks from today as per the statutory mandate. If such show cause notice is served upon the petitioners, the petitioners shall submit their reply thereto. The matter shall thereafter be considered by the authorities in accordance with law. The final order in this regard shall be passed within four weeks from today.

7. This Court further directs that till such time no coercive action shall be taken against the petitioner.

8. Resultantly, the impugned notices under Annexures-1 and 2 are quashed.

(Sashikanta Mishra)
Vacation Judge

Deepak

Signature Not Verified
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Signed by: DEEPAK PARIDA
Reason: Authentication
Location: OHC,Cuttack
Date: 27-Oct-2026 16:48:25