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Signed by: GITANJALI NAYAK
Designation: Senior Stenographer
Reason: Authentication
Location: OHC
Date: 09-Nov-2026 14:05:18

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.36455 of 2026

CNR No. ODHC010854032026

Suramadhab Pani & Ors. .... ***Petitioner (s)***

Mr. Ambuja Bandhu Parida, Advocate

-versus-

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

Ms. Sarita Moharana, ASC

CORAM:

HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER

Order No. **06.11.2026**

01.

1. This matter is taken up through hybrid arrangement.

2. The Petitioners, by filing this Writ Petition, have sought for a direction from this Court to the Opposite Party No.4/ The Sub-Collector-cum-Executive Officer, Bhadrak Municipality, Bhadrak to rehabilitate/relocate the Petitioners at the newly constructed shop rooms constructed by RMC, Bhadrak in between State Bank Main Branch and Public Relation Office Kacheri Bazar, Bhadrak.

3. Learned counsel for the Petitioners submits that during the time of continuance of vending activity by the Petitioners at their vending zone, the local authority on 28.06.2019 evicted the Petitioners from that area with an assurance to relocate them at the area declared as vending zone.

4. He further submits that in spite of repeated approach to Bhadrak Municipality, the Municipality Authority has not taken

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any steps to rehabilitate/relocate them. The Petitioners, thereafter, approached the Executive Officer, Bhadrak Municipality by representation dated 14.05.2026 and to the Chairman, Regulated Market Committee Bhadrak dated 26.06.2026 to rehabilitate/relocate them at that place on payment of required fees for the said purpose. But, the Executive Officer, Bhadrak Municipality and the Chairman, Regulated Market Committee Bhadrak/The Sub Collector, Bhadrak has not taken any decision on the representation of Petitioners and now it is pending before him for its disposal.

5. Considering the submissions made by the learned counsel for the petitioners and on going through the averments made in this Writ Petition, this Court feels that learned counsel for the Petitioners has failed to show that the Petitioners' vending activity falls under the provisions of The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014. Yet, the learned counsel for the Petitioners has stressed and tried to persuade hard to this Court that his case should be considered by the Sub Collector, Bhadrak.

6. In view of the above, this Court is not inclined to entertain the prayer as advanced by the learned counsel for the Petitioners. However, the Petitioners are granted liberty to approach the Sub-Collector-cum-Executive Officer, Bhadrak Municipality, Bhadrak by filing an application. In such event, the Sub-Collector-cum-Executive Officer, Bhadrak Municipality,

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Bhadrak shall strictly examine whether the Petitioners are covered under the provisions of The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 or not and dispose of the Application within a period of 4 weeks from the date of presentation of an authenticated copy of this order.

7. The Writ Petition stands disposed of, accordingly.

(Dr. Sanjeeb K Panigrahi)
Judge

(Murahari Sri Raman)
Judge

Gitanjali