IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C). No.36303 of 2026

CNR No. ODHC010856662026

Samaya Sukra Sardar & another ... ***Petitioners***

Mr. S.K. Dash, Advocate

-versus-

State of Odisha and others ... ***Opposite Parties***

Mr. R.B. Mishra, AGA

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL): 04.11.2026

I.A. No. 21393 of 2026 & W.P.(C). No.36303 of 2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. The limited grievance of the writ petitioners is against issuance of notice of eviction for the land described under Annexure-4 after the petitioners deposited the premium pursuant to the notices issued under Annexures-1 & 2.

3. Heard, Mr. Soubhagya Kumar Dash, learned counsel for the writ petitioners and Mr. R.B. Mishra, learned AGA and perused the record. In the course of hearing of the Writ Petition, a permission is sought for on behalf of the petitioners to provide them an opportunity to file an Appeal against Annexures-1, 2 & 4.

4. After having considered the rival submissions and upon perusal of record, since it is brought to the notice of the Court that pursuant to the notices issued under Annexures-1 & 2, the petitioners have already paid the premium, but the authority concerned has again proceeded to evict the writ petitioners for the land

described under Annexure-4 and the petitioners having prayed to grant permission to file an Appeal to challenge all these notices/orders and keeping in view the provisions of OPLE Act, 1972 laying down the provision for filing an Appeal against such orders/notices as issued under Annexures-1, 2 & 4, this Court disposes of this Writ Petition granting permission to the petitioners to approach the Appellate Forum in accordance with law to challenge the orders/notices as issued under Annexures-1, 2 & 4 and on such event, the Appellate Authority shall proceed and dispose of the Appeal in accordance with law within a period of 21 days of the receipt of copy of this order by providing reasonable opportunity to the petitioners and to communicate the result thereof to them within 07 days next thereafter. Annexure-1,2 & 4 do form part of this order.

5. Needless to say, this Court has not observed anything on merit and the authority concerned is free to pass any order in accordance with law.

6. As an interim measure, no coercive action shall be taken against the petitioner for six weeks hence. Accordingly, **I.A. No. 21393 of 2026** stands disposed of.

7. Urgent certified copy of this order be granted on proper application. The downloaded copy of this order, subject to its verification may be utilized for the purpose of interim protection.

(G. Satapathy)
Judge

S.Sasmal
Signature Not Verified
Digitally Signed
Signed by: SUBHASMITA SASMAL
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 04-Nov-2026 19:51:44