



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.1900 OF 2026

Baidhar Panigrahi

.... Petitioner

Mr. S.S.K. Nayak, Advocate

-versus-

State of Odisha and others

.... Opp. Parties

Mr. Manmaya Kumar Dash,
Additional Standing Counsel

CORAM:

JUSTICE K.R. MOHAPATRA

JUSTICE SANJAY KUMAR MISHRA

ORDER

22.01.2026

Order No.

I.A. No.101 of 2026 & W.P.(C) No.1900 OF 2026

2.
 1. This matter is taken up through hybrid mode.
 2. Mr. Nayak, learned counsel for the Petitioner submits that without acquiring the land of the Petitioner under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Executive Engineer, R & B Division, Bhadrak-Opposite Party No.4 is constructing a RCC road on the land of the Petitioner pertaining to Plot Nos.80,81 and 82 of Khata No.123/61 situated in Gohirani Mouza under Bhadrak Tahasil in the district of Bhadrak. Although the Petitioner has raised objection before the Collector, Bhadrak-Opposite Party No.2 and Executive Engineer, R & B Division, Bhadrak-Opposite Party No.4, but to no effect.
 - 2.1. It is further submitted that the executing agency has already cut the trees standing over the aforesaid plots of the Petitioner. He, therefore, finding no other alternative, has filed this writ petition.



3. Upon hearing learned counsel for the Petitioner and on perusal of the record, it appears that the aforesaid plots stand recorded in the name of the Petitioner as per the Record of Right (Annexure-1). Since the Petitioner raises objection with regard to construction of road over his recorded land, a demarcation in presence of the Petitioner and an executing agency should have been made.

4. Accordingly, it is directed that the Tahasildar, Bhadrak shall do well to demarcate Plot No.80,81 & 82 of Khata No.123/61 situated in Gohirani Mouza under Bhadrak Tahasil in the district of Bhadrak in presence of the Petitioner, Opposite Party No.4 as well as boundary tenants and the persons likely to be affected and submit a report as to whether the road in question is proposed to be constructed over the land of the Petitioner.

5. Report shall be submitted to this Court within a period of three weeks hence.

6. Till next date, construction over the plots in question (as aforesaid) shall not be made by any of the parties.

7. Put up this matter on 19th February, 2026.

Urgent certified copy of this order be granted on proper application.

(K.R. Mohapatra)
Judge

(S.K. Mishra)
Judge