



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C). No.2455 of 2026

Chandra Madhab Satpathy **Petitioner**
Mr. Bhawani Sankar Panigrahi, Advocate

-versus-

State of Odisha & others **Opposite Parties**
Mr. Debashis Tripathy, AGA

CORAM:
HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

Order No.
01.

ORDER
09.04.2026

1. It is submitted by Sri Bhawani Sankar Panigrahi, learned counsel appearing for the petitioner that after disposal of O.J.C. No.2299 of 2002 *vide* order dated 28.02.2002, the matter was reconsidered by the competent authority and the land was recorded in the Government khata. Thereafter, the petitioner being a purchaser from the original lessee, filed a Revision Petition under Section 15(b) of the Odisha Survey and Settlement Act, 1958 for correction of the Record of Right (RoR) in his name. The said Revision Petition has been dismissed against the petitioner. Being aggrieved by the same, the petitioner approached this Court in W.P.(C) No.27140 of 2024, which came to be disposed of on 07.11.2024 with a direction to the competent authority for reconsideration.

1.1. Upon reconsideration, the Member, Board of Revenue, Odisha, Cuttack, opposite party no.6 has disposed of OSS Case No.1417 of 2018 on 18.12.2025 indicating that the subject land being "Jungle" Kisam could not have been leased out.

1.2. It is submitted by the learned counsel for the petitioner that the learned Member, Board of Revenue, Odisha, Cuttack failed to



appreciate the fact of lease being granted prior to coming into force of the Forest (Conservation) Act, 1980.

1.3. It is further contended that since the lease was granted much prior to the Forest (Conservation) Act, 1980 came into force, the learned Member, Board of Revenue, Odisha, Cuttack could not have unsettled the position as it existed prior to effective date of the said Forest (Conservation) Act, 1980.

2. In view of the above, this matter requires consideration.

3. Issue notice to the opposite parties.

4. Mr. Debashis Tripathy, learned Additional Government Advocate appears and waives service of notice on behalf of opposite parties. He seeks an accommodation to obtain instruction in the matter and file counter affidavit.

5. It is submitted by the learned counsel for the petitioner that an Interlocutory Application being I.A. No.3218 of 2026 has been filed before the Registry on 13.02.2026.

5.1. In view of the above submission, since the said I.A. has not been listed today along with the present writ petition, the Registry is instructed to list the same along with the present writ petition on the next date of listing.

5.2. Sri Panigrahi, learned counsel appearing for the petitioner undertakes to serve a copy of I.A. No.3218 of 2026 on Sri Tripathy, learned Additional Government Advocate in course of the day.

6. List this matter in the week commencing 04.05.2026. Counter affidavit, if any, be filed in the meantime.

(M.S. Raman)
Judge