



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 3333 of 2025

Niranjan Samantary

..... *Petitioner(s)*

Mr. Jajati Keshari Khuntia, Adv.

-Versus-

State of Odisha & Ors.

..... *Opposite Party (s)*

Mr. Sanjay Rath, AGA

CORAM:

DR. JUSTICE S.K. PANIGRAHI

ORDER

05.02.2025

Order No.

01. 1. This matter is taken up through hybrid arrangement.
2. Heard.
3. In this Writ Petition, the Petitioner has challenged the action of the Opposite Party No.5/Tahasildar, Koraput in issuing notice dated 16.01.2025 under Form No.Kha for eviction from Plot No.16, Khata No.425 measuring an area Ac.0.10 dec. of village-Koraput Nagar under Tahasil, Koraput in Encroachment Case No.13 of 2024.
4. Learned counsel for the Petitioner submits that the land belongs to the Odisha Tourism Department. The Petitioner is a lease holder

Signature Not Verified of the said land and he has developed the said land for the purpose of development of tourism in the district of Koraput. He further submits that the Tahasildar, Koraput has wrongly issued the notice



without verifying the fact that there is no encroachment by the Petitioner.

5. In such view of the matter, let notice be issued to the Opposite Parties.

6. Learned counsel for the State waives of notice on behalf of the Opposite Parties. Let five extra copies of the Writ Petition be served on him in order to enable him to take instruction in the matter.

7. List this matter on 19th February, 2025.

I.A. No.1748 of 2025

1. As an interim measure, it is directed that the operation of the impugned order dated 16.01.2025 passed by the Opposite Party No.5/Tahasildar, Koraput in Encroachment Case No.13 of 2024 shall remain stayed till the next date of listing of this matter.

2. Urgent certified copy of this order be granted as per rules.

(Dr. S.K. Panigrahi)
Judge

Murmu

Signature Not Verified

Digitally Signed
Signed by: LITARAM MURMU
Designation: P.A.
Reason: Authentication
Location: OHC
Date: 05-Feb-2025 18:01:23

