

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24198 of 2017 & W.P.(C) No.23781 of 2017

In W.P.(C) No.24198 of 2017

Pratima Jena and others

.... Petitioners

Mr. R.P. Mohapatra, Advocate

-versus-

State of Odisha and others

.... Opposite Parties

Mr. D.K. Mohanty, A.G.A.

Mr. K.K. Das, A.S.C.

In W.P.(C) No.23781 of 2017

Annapurna Jena and others

.... Petitioners

Mr. D.P. Mohanty, Advocate

-versus-

State of Odisha and others

.... Opposite Parties

Mr. D.K. Mohanty, A.G.A.

Mr. K.K. Das, A.S.C.

**CORAM:
JUSTICE B. P. ROUTRAY**

ORDER

16.10.2023

Order No.

I.A. No.15501 of 2023 arising out of W.P.(C) No.24198 of 2017

I.A. No.16430 of 2023 arising out of W.P.(C) No.23781 of 2017

07. 1. Heard Mr. R.P. Mohapatra, learned counsel for the Petitioners in W.P.(C) No.24198 of 2017, Mr. D.P. Mohanty, learned counsel for the Petitioners in W.P.(C) No.23781 of 2017 and Mr. D.K. Mohanty, learned Additional Government Advocate along with Mr. K.K. Das, learned Additional Standing Counsel for the State-Opposite Parties in both the writ petitions.

2. Upon hearing both the parties and considering the nature of development work, i.e. construction of approaching road to Acharya Harihar Post-Graduate Institute of Cancer, Cuttack, the interim orders dated 23.11.2017 passed in Misc. Case No.20853 of 2017 (W.P.(C) No.24198 of 2017) and dated 24.11.2017 passed in Misc. Case No.20441 of 2017 (W.P.(C) No.23781 of 2017) are modified to the extent of granting permission to the State authorities for construction of such approaching road on the portion of Plot No.132/825 towards eastern side, which is stated to be a vacant land and without touching the existing building (Annapurna Nursing Home), subject to payment of compensation amount dependent on final result of the writ petition.

3. I.A. Nos.15501 of 2023 & 16430 of 2023 are disposed of.

W.P.(C) Nos.24198 of 2017 & 23781 of 2017 ★

4. List these matters on 11th December, 2023, as prayed for.

(**B.P. Routray**)
Judge

B.K. Barik