



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.6850 of 2025

Prahallad Das

....

Petitioner(s)

Mr. Pramoda Kumar Mishra, Adv.

-versus-

State of Odisha & Ors.

....

Opposite Party(s)

Mr. Sanjay Rath, AGA

CORAM:

HON'BLE DR. JUSTICE S.K. PANIGRAHI

Order
No.

ORDER
26.03.2025

01. 1. This matter is taken up through hybrid arrangement.
2. In filing this Writ Petition, the Petitioner being an encroacher has challenged the notice to show cause dated 24.01.2025 issued by the Tahasildar, Rajnagar/ Opposite Party No.3 in Encroachment Case No.331/2025-26.
3. Heard learned counsel for the Parties.
4. Learned counsel for the State, at the outset, submits that instead of filing reply to the show cause notice dated 24.01.2025, the Petitioner has preferred this Writ Petition. Hence, the prayer made in this Writ Petition is premature.
5. At this juncture, learned counsel for the Petitioner submits that soon after issuance of the impugned notice to show cause dated 24.01.2025 though the Petitioner submitted his reply on 04.02.2025, no decision has been taken on the said reply of the Petitioner till today. He, accordingly, prays for a direction from this Court to the Tahasildar, Rajnagar for

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taking a decision on the reply submitted by the Petitioner pursuant to the notice to show cause dated 24.01.2025.

6. Considering the submissions made on behalf of the parties, this Court directs the Tahasildar, Rajnagar to take a lawful decision on the reply submitted by the Petitioner pursuant to the notice to show cause dated 24.01.2025/Annexure-2 within a period of four weeks from the date of presentation of an authenticated copy of this order.

7. It is further directed that till a decision on the reply of the Petitioner is taken, no coercive action shall be taken against the Petitioner pursuant to the dispute involved herein pertaining to the Encroachment Case No.331/2025-26.

8. This Writ Petition is, accordingly, disposed of.

(Dr. S.K. Panigrahi)
Judge

Ayaskanta

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