



IN THE HIGH COURT OF ORISSA AT CUTTACK

CONTC No.1917 of 2024

Hemaranjan Behera

....

Petitioner

Ms. S. Mishra, Advocate

-Versus-

**Nilakantha Behera, Tahasildar,
Ghasipura, Keonjhar**

....

**Opposite
Party/Contemnor**

Ms. B. K. Sahu, AGA

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

08.05.2026

Order No.

14.

1. The opposite party/contemnor is present in person.
2. The compliance affidavit is at Flag-D. Ms. Mishra, learned counsel for the petitioner claims that the demarcation has not been held in the immediate presence of the petitioner and alleges manipulation to Annexure-B. The further submission is that blank space has been filled up in Annexure-B and that apart, the notice was not served on the petitioner. In response to the above, the opposite party/contemnor submits that the notice was received by the nephew of the petitioner as revealed from Annexure-A. It is claimed further that there has been demarcation held earlier, but since the direction was to hold such demarcation in presence of the petitioner with a notice, this Court, while not accepting the compliance affidavit as at Flag-D directs the opposite party/contemnor to carry out the same in order to ascertain the extent of encroachment and to take action according to law.



3. In view of the above, the opposite party/contemnor is directed to ensure demarcation on 20th May, 2026 and to report back. Considering the submission of Ms. Mishra, learned counsel for the petitioner and to ensure proper demarcation being held, the petitioner is allowed to engage and to take assistance of a private Amin present at the time of demarcation on the date fixed.

4. List on 10th July, 2026 for further orders upon receiving the demarcation report.

(R.K.Pattanaik)
Judge

Rojina