



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 11169 of 2025

Sakuntala Sahoo & Others

.....

Petitioners

Mr. Manoranjan Pattanaik, Advocate

-versus-

State of Odisha & Others

.....

Opp. Parties

Mr. Manmaya Kumar Dash, A.S.C.

CORAM:

JUSTICE K.R. MOHAPATRA

JUSTICE SAVITRI RATHO

ORDER

08.08.2025

Order No.

04.

1. This matter is taken up through hybrid mode.
2. Pursuant to order dated 03.07.2025, Mr. Manmaya Kumar Dash, learned Additional Standing Counsel obtain written instruction from the Land Acquisition Officer, Collector, Khordha vide Letter No. 1392 dated 8th August, 2025, relevant portion of the said written instruction are reproduced hereunder:-

*“4. That, it is further revealed form available documents in LA Section, Collectorate Khordha that Collector Khordha has received a proposal from O/o The Superintending Engineer, Bhubaneswar (R&B) Division No. III, Bhubaneswar for **convening of DLC for fixation of market value for private plots** for an total area Ac 3.864 dec proposed to be acquired through **direct purchase** for the project “Construction of 4 of lane road from Institute of Mathematics to EKamra Kanan via Infocity from KM 5/700 to 7/640 (OERC)” in relation to Mouza Pathargadia vide letter no. 7731 dated 02.11.2023. The said proposal was returned due to discrepancies found in the proposal vide LAO Khordha letter no 15589 dated 10.11.2023.*



*The corrected proposal re-submitted to LAO Khordha by O/o The Superintending Engineer, Bhubaneswar (R&B) Division No. III, Bhubaneswar for fixation of market value by DLC for an total area Ac. 2.532 dec w.r.t. mouza Pathargadia vide letter no 2051 dated 21.03.2024 for the said project. It is reflected that the petitioners' referred **Plot no 6328** under **Khata no 1136** for an area Ac 0.150 dec (full plot) was listed in the said proposal for fixation of market value through DLC.*

*5 That, on the basis of received proposal, DLC meeting was convened on 07.08.2024 at 11.00 AM under the chairmanship of Collector & DM Khordha at Collectorate Khordha, in presence of all the concerned officials for fixation of market value of land in mouza Pathargadia proposed to be purchased by the Superintending Engineer, Bhubaneswar (R&B) Division No. III, Bhubaneswar through direct purchase method for the aforesaid project. In the said meeting market value for the proposed private plots were fixed and proceeding for the same was released to Superintending Engineer, Bhubaneswar (R&B) Division No. III, Bhubaneswar vide this office letter no 1042 dated 30.08.2024 (copy enclosed). In the said proceeding, the market value for the referred **hal plot 6328** which is under Sarad Anajalsechita-III Kissam was fixed at Rs. 6,80,00,000/- (Rupees Six Crore Eighty Lakhs only) per acre. On the basis of the fixed market value compensation estimate for the plot 6328 for an area Ac. 0.150 dec. (full plot) amounts to Rs. 2,21,55,680/- submitted by Superintending Engineer, Bhubaneswar (R&B) Division No- II, has been duly approved by Committee. The approved estimate submitted to Superintending Engineer, Bhubaneswar (R&B) Division No- III vide letter no 1100 dated 06.09.2024 for necessary action (copy enclosed).*

6 That, in this case it is humbly submitted that, the



referred land has not be acquired by land acquisition as per RFCTLAR&R Act 2013 by Collector Khordha as it was not placed in acquisition proposal received from requisitioning authority then. Whereas, in response to the proposal for fixation of market value through DLC in which the referred Plot no 6328 was listed, due course of action has been taken as per the existing guidelines and market value has been fixed for the proposed plots. Moreover, the proposed compensation estimate for the plot on the basis of fixed market value has been duly approved by the committee and submitted back to requisitioning office for necessary action at their end. It is humbly submitted that, there is no information available in this office about whether the land has been purchased or not by the implementing agency i.e. Superintending Engineer, Bhubaneswar (R&B) Division No. III, Bhubaneswar who is the OP No. 3 in this writ petition.

7 That, the above facts and submission made by me are as revealed from the available documents and true to the best of my knowledge.

Encl: *1. SIA notification, Preliminary Notification U/s 11(1) & Declaration u/s 19(1).
2. Proposal for fixation of Market value letter no 7731 dated 02.11.2023.
3. Re-submitted proposal for DLC vide letter no 2051 dated 21.03.2024.
4. Proceeding released vide letter no 1042 dated 30.08.2024.
5. Approved estimate submitted vide letter no 1100 dtd 06.09.2024”*

3. Mr. Dash, learned Additional Standing Counsel however submits that complete instruction shall be received within a period of six weeks hence and counter affidavit shall be filed by that time serving copy thereof on learned counsel for the Petitioner.



4. Put up this matter on 24th September, 2025 along with W.P.(C) No. 12053 of 2025.

(K.R. Mohapatra)
Judge

(Savitri Ratho)
Judge

Sukanta