



IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No.9167 of 2026

Gopabandhu Behera

....

Petitioner

Mr. C.R. Pattnaik, Advocate

-versus-

***State of Odisha, represented through its
Principal Secretary, Revenue and
Disaster Management Department and
Others***

....

Opposite Parties

Mr. G. Tripathy, AGA

CORAM:

SHRI JUSTICE B. P. ROUTRAY

ORDER

26.3.2026

Order No.

- 01.
1. Heard Mr. C.R. Pattnaik, learned counsel for the petitioner and Mr. G. Tripathy, learned AGA for State – opposite parties.
 2. It is submitted on behalf of the petitioner that the Additional Tahasildar has issued notice under Section 9 of the Odisha Prevention of Land Encroachment Act, 1972 (hereinafter referred as ‘the OPLE Act’) for taking action under Section 4 and 6 of said Act. But without mentioning initiation of any eviction proceeding under Section 7 of the OPLE Act, the opposite parties are now orally threatening him for eviction.
 3. Accordingly the writ petition is disposed of at the stage of admission with a direction to the Tahasildar, Bahanaga (O.P. No.4) to grant due opportunity of hearing to the petitioner before initiating eviction proceeding as per Section 7 of the OPLE Act and take decision, in accordance with law, within a period of six weeks from the date of receipt of certified copy of this order along with a copy of



the writ petition. Till such decision is taken by Opposite Party No.4, the Petitioner may not be evicted from the case land.

4. An urgent certified copy of this order be granted on proper application.

(B.P. Routray)
Judge

M.K.Panda