



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 9743 of 2025

Puravi Priyadarshini Mallick ***Petitioner***

Mr. D.P. Mohanty, Advocate

-versus-

State of Odisha & Others ***Opp. Parties***

*Mr. P.K.Sahoo, ASC
for State O.P. No.1*

*Mr. Sanjib Swain, Advocate
for O.P. No.4*

**CORAM:
JUSTICE M.S.SAHOO**

ORDER
17.04.2025
Hybrid Mode

Order No.

01. 1. Heard learned counsel for the petitioner.

It is submitted that the petitioner is aggrieved by the inaction on the part of the opposite parties particularly O.Ps.2, 3, 4 & 5 in not acting in accordance with law to stop misuse of the residential premises owned by the O.P. No.6 who is also occupier of the land and building. The O.P. No.6 is operating different kinds of machines installed in the building in his 'F' type plot. It is submitted that the



suffering of the petitioner is accentuated by the fact that the petitioner and the O.P. No.6 being adjacent land owners, share a common wall. The noise and vibration emanating from the machines operated in the plot of O.P. No.6 continuously affects the petitioner.

2. Issue notice along with this order.

Learned Additional Standing Counsel upon advance copy served appears and waives notice on behalf of the opposite party no.1.

Mr. Sanjib Swain, learned counsel who usually appears for O.P. No.4, Cuttack Development Authority being present in Court appears and accepts notice. Leaned counsel for petitioner shall serve an extra copy of the petition on the learned counsel Mr. Swain.

3. Issue notice to O.P. Nos.2, 3, 5 & 6 along with this order by speed/registered post with A.D. fixing early returnable date. As undertaken requisites for issuance of notice be filed within three working days.



Learned ASC appearing for O.P. No.1 and the learned counsel Mr. Swain appearing for O.P. No.4 shall obtain instruction by the next date.

The opposite party-authorities shall provide instruction indicating the steps taken for prevention of misuse of a residential plot of 'F' type owned by O.P. No.6 and whether any such use has been authorized/approved.

(M.S.Sahoo)
Judge

dutta