



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.11530 of 2026

**Agasti Nuagam Gram
Panchayat, Ganjam**

....

Petitioner

Mr. S. Routray, Advocate

-versus-

- 1. The State of Odisha
represented through
its Principal
Secretary,
Panchayati Raj and
D.W. Department,
Odisha Lok Seva
Bhawan, BBSR**
- 2. Director, Municipal
Administrator & Ex-
Officio Additional
Secretary to Govt.
Housing and Urban
Development
Department,
Secretariat,
Building, BBSR,
Khurda**
- 3. Collector and
District Election
Officer, Ganjam
Chatrapur**
- 4. District Magistrate,
Ganjam, Chatrapur**

....

Opposite Parties

Mr. P.K. Ray, AGA



CORAM: JUSTICE V. NARASINGH

ORDER
30.04.2026

Order No.

01. 1. Notification at Annexure-9 issued by the Government of Odisha in the Housing & Urban Development Department dated 23.03.2026 by which the whole of Chatrapur NAC in the District of Ganjam has been constituted as a "Smaller Urban Area" is assailed in this writ petition.
2. It is the submission of the learned counsel, Mr. Routray that in undertaking such exercise, the objections raised by the Gram Panchayat were not considered in their proper prospective and referring in a mechanical manner to the language of Section 4(2) of the Odisha Municipal Act, 1950 ("Act 1950"), the notification has been made ignoring the interplay between Section 4(2) and Section 4(5) of the Odisha Municipal Act, 1950.
3. Learned counsel for the State submits that ex-facie there is no infirmity in the notification being in accordance with the letter and spirit of Section 4(2) of the Act, 1950.
4. Considering such rival submission and on perusal of pleadings, this Court is persuaded to hold that the matter merits consideration.
5. Admit, issue notice to the Opposite Parties.



Since learned counsel for the State accepts notice on behalf of the all Opposite Parties, no further notice need be issued.

6. List this mater on 30.06.2026.

(V. Narasingh)
Judge

I.A. No.6146 of 2026

Order No.

02. 1. Issue notice as above.
2. Accept one set of process fee.
3. List this matter on the date fixed to consider the prayer as made in the I.A. for interim order.

(V. Narasingh)
Judge

Santoshi