



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 13457 of 2026

Umesh Chandra Mishra

...

Petitioner

Mr. A.K. Biswal, Adv.

-Versus -

State of Odisha and others

...

Opp. Parties

Addl. Government Advocate

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

04.05.2026

Order No.

01.

1. This matter is taken up through hybrid mode.
2. The petitioner has approached this Court with the following prayer:

"It is, therefore, prayed that in the interest of justice this Hon'ble Court may graciously be pleased to admit this Writ Application, call for the records, issue Rule Nisi, calling upon the Opp.parties to show cause as to why the action of the opp.parties in not recording the land as purchased by the petitioner vide Plot No.647/1677 corresponding to Hal plot no. 3212, Khata no. 325/85 corresponding to hal plot no. 2737 of Mouza Patharagadia, area- A.0.250 Decimal in his name shall not be quashed declaring the same as illegal and arbitrary and as to why the order passed by the opp parties vide Annexure- 5 shall not be quashed;

And as to why the Opposite Parties shall not be directed to record the land in the name of the petitioner as per the sale deed vide Annexure-1 Series;

And if the Opp.parties failed to show cause or show insufficient cause/irrelevant cause than make the said rule nisi absolute;

And pass any other order/s, direction/s as may deem fit and proper in the facts and circumstances of the case;"

3. In course of hearing, Mr. Biswal, learned counsel for the petitioner refers to the judgment passed by a Division Bench of this Court in the case of **Narottam Rath vs. State of Odisha**



(W.P.(C) No. 1608 of 2014) and Others, which was followed in several cases decided thereafter. He submits that his case is squarely covered by said judgments.

4. Learned State Counsel however, submits that though the ratio may apply, yet the order in question was passed by the Asst. Settlement Officer in the year 2013. To this, Mr. Biswal submits that the petitioner was residing in the State of Assam and therefore, was not aware of the developments.

5. Without expressing any opinion on the matter, the writ petition is disposed of granting liberty to the petitioner to approach the Tahasildar, Bhubaneswar by submitting a representation within two weeks from today. If such representation is submitted along with a copy of the judgment passed in **Narottam Rath** (supra) as well as the other judgments, which the petitioner believes to be applicable to his case, the Tahasildar shall consider the same after affording an opportunity of hearing, shall dispose of the representation in accordance with law taking note of the ratio decided in the above-mentioned case(s).

(Sashikanta Mishra)
Judge

A.K. Rana

Signature Not Verified

Digitally Signed
Signed by: AJAYA KUMAR RANA
Designation: P.A.
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 06-May-2026 11:23:11

