



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.740 of 2026

State Of Odisha & Ors.

.....

Petitioners

Represented by Adv. -
Swayambhu Mishra,
A.S.C

-versus-

***M/s. Rajalaxmi Construction
LTD.***

.....

Opposite Party

Represented by Adv. -

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

04.05.2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard Sri Swayambhu Mishra, learned Additional Standing Counsel representing the State-Petitioners. Perused the CMP application as well as the prayer made therein.
3. By filing the present CMP application under Article 227 of the Constitution of India, the State-Petitioners which is the judgment debtor in the pending Execution Case No.8 of 2024 and 09 of 2024 arising out of an arbitration award dated 12.07.2019 at Annexure-3 has approached this Court thereby challenging the conduct of the bailiff in issuing notice dated 21.04.2026 at Annexure-5 and the subsequent conduct of the bailiff in putting the office of the judgment debtor under lock and key.



4. Learned Additional Standing Counsel at the outset contended that by virtue of the order dated 02.09.2025, the learned executing court on an application of the decree holder awardee passed an order dated 02.09.2025 in Execution Proceeding No.09 of 2025, thereby attaching the bank account of the judgment debtor petitioner to the tune of Rs.1,85,28,193.50/-. Further, the learned executing court went on to attach the immovable property of the judgment debtor. Learned Additional Standing Counsel for the State-Petitioners contended that the property attached in the present case is the office of the Executive Engineer, RLB, Canal division, Kamakhyanagar. He further contended that pursuant to order dated 02.09.2025, the bailiff, who should have only attached the property by putting a notice in front of the building, indicating therein that the property has been attached by the court, has gone ahead with putting the office of the Executive Engineer, Kamakhyanagar under lock and key. Although such an allegation has been made, however there is nothing on record to show that such office has been put under lock and key.

5. For the sake of argument, even if the contention advanced by the learned Additional Standing Counsel for the State-Petitioners is accepted, there is no order on record by the executing court to that extent. However, considering the seriousness and gravity of such allegation, this Court directs the Secretary, Legal Services Authority, Dhenkanal, conduct an inspection and submit a report before this Court before the next date.

6. A free copy of this order be communicated to the learned Secretary, Legal Services Authority, Dhenkanal through the Registry, and the report be produced before this Court through the



Registry.

7. List this matter in the week commencing 11.05.2026.

I.A No.846 of 2026

8. Heard learned Additional Standing Counsel for the State-Petitioners.

9. As an interim measure, it is directed that the Petitioner shall approach the learned Executing Court, who shall ensure that the order passed by it is carried out in its letter and spirit without any variation therein.

(A.K. Mohapatra)
Judge

Anil