



IN THE HIGH COURT OF ORISSA AT CUTTACK

L.A.A. No.45 of 2025

Madan Pandia

....

Appellant

Mr. S.N. Sahu, Advocate

-versus-

***Competent Authority, Land
Acquisition-cum-
Tahasildar, Similiguda,
Koraput and another***

.... ***Respondents***

*Mr. A. Patnaik, Advocate
(For Respondent No.1)
Mr. N. Barik, Advocate
(For Respondent No.2)*

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

12.12.2025

Order No.

03.

This matter is taken up through hybrid mode.

2. The present Appeal has been preferred under Section 54 of the Land Acquisition Act, 1894, challenging the order dated 05.03.2025, passed in L.A. No.7 of 2023 by the learned District Judge, Koraput-Jeypore.

3. An Objection/Counter has been filed by the Respondent No.1 raising the issue regarding maintainability of this Appeal on the ground that, in view of Section 3J of the National Highways Act, 1956, the Land Acquisition Act, 1894 is not applicable to the proceeding under the National Highways Act, 1956.

4. Hence, on being so pointed out by Mr. Patnaik, learned Counsel for the Respondent No.1, learned Counsel



for the Petitioner prays for withdrawal of the present Appeal with liberty to prefer a writ petition to challenge the said order passed in L.A. No.7 of 2023.

5. Accordingly, the Appeal stands dismissed as withdrawn, with liberty as prayed for.

(S. K. Mishra)
Judge

Kanhu