



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 20217 of 2025

Kailash Chandra Sahoo & Anr.

..... *Petitioner(s)*
Mr. Niranjan Lenka, Adv.

-Versus-

State of Odisha & Ors.

..... *Opposite Party(s)*
Mr. Sanjay Rath, AGA

CORAM:
DR. JUSTICE S.K. PANIGRAHI

ORDER
24.07.2025

Order No.

01. 1. This matter is taken up through hybrid arrangement.
2. Heard.
3. The present Writ Petition has been filed with the following prayer:

“It is therefore prayed that this Hon'ble Court would graciously be pleased to admit the writ petition, issue Rule NISI in nature of writ of mandamus and/or any other writ/writs as deem fit and proper calling upon the Opp.Parties to show cause as to why they shall not be prevented from evicting the petitioners from the land in question i.e. Rakhit Plot No. 294, Ac 0.95 decimals under Rakhit Khata No. 493 corresponding to Sabik Plot No. 257 under Sabik Khata No. 270 of Village Patia under Chandrasekharpur Police Station of Bhubaneswar Tahasild under the District of Khurda, without flowing due process of law and without giving the petitioners an opportunity of hearing/prior notice or till disposal of OEA Misc. Case No.03/2012 including the applications file there in.

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And if the Opp. Parties fail to show cause or show insufficient cause, the said Rule be made absolute;”

4. Learned counsel for the Petitioners submits that the Petitioners’ father had filed OEA Case No.400 of 1984 for settlement of the land in question in their favour, which is pending in the Court of learned Tahasildar, Bhubaneswar.

5. Learned counsel for the State submits that the OEA Case No.400 of 1984 was dismissed for default on 18.01.1986 and the Petitioners have filed a restoration application on 18.08.2010.

6. In reply, learned counsel for the Petitioners submits that the restoration application is pending before the Tahasildar, Bhubaneswar for adjudication.

7. In such view of the matter and considering the submission made by the parties, the Tahasildar, Bhubaneswar is directed to decide the said restoration application along with other connected applications at earliest possible preferably within a period of four weeks from the date of presentation of a certified copy of this order. Till then, no coercive action shall be taken against the Petitioners.

8. Accordingly, this Writ Petition is disposed of.

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(Dr. S.K. Panigrahi)
Judge