



IN THE HIGH COURT OF ORISSA AT CUTTACK

WA No. 2377 of 2024

Sushama Nayak

....

Appellant

Represented by Adv.-
Mr. B.S. Tripathy, Advocate

-versus-

State of Odisha and Ors.

....

Respondents

Represented by Adv.-
Mr. S.B. Mohanty, AGA

Mr. D.N. Rath, Advocate
(Caveator)

CORAM:

**JUSTICE DIXIT KRISHNA SHRIPAD
JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER
25.07.2025**

**Order No.
02.**

1. Appellant a Poultry Runner, is knocking at the doors of Appellate Court for laying a challenge to a learned Single Judge's order dated 24.06.2024, whereby the W.P(C) No.4133 of 2023 filed by private respondent having been favoured, a direction has been issued to shift the poultry farm presumably for abating the private or public nuisance.
2. Contesting respondents having entered caveat through their counsel, opposed the appeal contending that the order of the learned Single Judge is unassailable in terms of facts and law as well.
3. We heard the matter for some time and the members of the Bar stood tall in accepting our suggestion that a new Committee comprising of the existing four members by designation along with one nominee of the State Pollution Control Board and the Jurisdictional Tahsildar be formed



to look into the matter afresh in terms of suggestions scripted at paragraph 15 of the report of the earlier Committee and make a fresh report in the matter to the jurisdictional authority which in turn will take the decision on the same after hearing all the stakeholders including the parties before this Court. This entire exercise has to be accomplished within a period of three months. Till that happens, the poultry business may continue as usual subject to strict compliance with all normative procedures.

Ordered accordingly and appeal is disposed of.

Registry shall send a copy of this order to the State Pollution Control Board, Bhubaneswar for information and compliance.

Parties and all others to act upon the website copy of this order.

(Dixit Krishna Shripad)
Judge

(Mruganka Sekhar Sahoo)
Judge

Prasant

Signature Not Verified

Digitally Signed
Signed by: PRASANT KUMAR SAHOO
Designation: PERSONAL ASSISTANT
Reason: Authentication
Location: Orissa High Court
Date: 25-Jul-2025 19:46:55

