



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.22180 of 2025

**Prasanta Kumar Dash @ Prasanta
Dash and others**

Petitioners

Mr. Amit Prasad Bose, Advocate

-versus-

**Tahasildar-cum-Land Acquisition
Officer and Competent Authority,
Deogarh and others**

Opposite Parties

*Mr. Sabita Ranjan Pattnaik,
Additional Government Advocate
(for Opposite Party No.1)*

*Mr. Akshaya Kumar Sahoo, Advocate
(for Opposite Party No.12)*

CORAM:

**JUSTICE K.R. MOHAPATRA
JUSTICE SAVITRI RATHO**

**ORDER
19.08.2025**

Order No.

01. 1. This matter is taken up through hybrid mode.
2. This writ petition has been filed with the following prayer.

*“It is, therefore, most humbly and respectfully prayed
that this Hon’ble Court may be graciously be pleased to issue
Rule NISI calling upon the Opp. Parties show cause as to why :-*

- i. The order dtd. 19.07.2025 under Annexure-8 shall not be
quashed after declaring the same as illegal;*
- ii. Direction shall not be issued to the O.P. No.1 to initiate the
Reference Case afresh for determination of the
apportionment of the parties in compliance to order
dtd.07.09.2016 passed in W.P.(C) No.14441 of 2016 under
Annexure-3;*

*If the Opp. Parties fail to show cause or show
insufficient cause the Rule may be made absolute;*



And pass any other order/orders as would deem fit and proper;

And for this act of kindness, the petitioner shall as in duty bound ever pray."

3. In course of hearing, Mr. Bose, learned counsel for the Petitioners submits that inadvertently, order dated 18th April, 2025 passed by the learned District Judge, Deogarh in LA Reference No.02 of 2021 could not be challenged.

4. Mr. Akshaya Kumar Sahoo, learned counsel submits that he is appearing for the legal heirs of deceased-Opposite Party No.12, namely, Girija Sankar Dwibedy. He further submits that Girija Sankar Dwibedy has died since 31st August, 2024 leaving behind the legal heirs, on behalf of whom he filed the caveat petition.

5. In view of the above, Mr. Bose, learned counsel for the Petitioners submits that he may be permitted to withdraw this writ petition with liberty to file a fresh one with better particulars.

6. Granting such liberty, the writ petition is disposed of as withdrawn.

7. Certified copies of the orders/documents filed by the Petitioners shall be returned to the learned counsel for the Petitioners forthwith on being substituted by attested photocopies.

(K.R. Mohapatra)
Judge

(Savitri Ratho)
Judge

Signature Not Verified

Digitally Signed by: RANJAN KUMAR SETHI
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 20-Aug-2025 13:24:53

