



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.1367 OF 2025

Nabanita Kapat Patra

...

Appellant

Mr. Gopinath Mishra, Advocate

-versus-

Collector, Kandhamal and another

...

Respondents

Mr. Sabita Ranjan Pattanaik,
Additional Government Advocate
along with Miss Gayatri Patra,
Additional Standing Counsel

CORAM:

JUSTICE K.R. MOHAPATRA

JUSTICE DIXIT KRISHNA SHRIPAD

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

12.09.2025

Order No.

3. 1. This matter is taken up through hybrid mode.
2. Perused the kind minutes of Hon'ble the Chief Justice at Flag-'B' assigning the matter to be heard by this Bench.
3. The term of reference to be answered by this Bench is as under:-

“Whether the ‘requisition’ and the ‘Resolution’ appearing in Section 24 of the Odisha Gram Panchayats Act, 1964 invites any stringent interpretation that the ‘requisition’ and the ‘Resolution’ must be separate and distinct from each other or a harmonious construction is required to be adopted where the purpose of requisition relating to no confidence motion against the Sarapanch is evidently manifest therefrom and the Ward Members are made aware of the Resolutions as well as the Agenda of the said meeting?”



Compilation of judgments/orders is filed by Mr. Mishra, learned counsel for the Appellant and the same is taken on record.

4. Heard Mr. Mishra, learned counsel for the Appellant and Mr. Pattanaik, learned Additional Government Advocate.

5. In course of hearing, it is noticed that Intervenors (nine in numbers) had taken part in hearing of W.P.(C) No.31072 of 2024 and the order passed in the said Writ Petition is assailed in this Inter-Court Appeal. Thus, it is felt necessary to give an opportunity of hearing to the Intervenors in the matter.

6. It further appears that following nine Intervenors had filed IA No.314 of 2025 in W.P.(C) No.31072 of 2024 and participated in the hearing of the Writ Petition.

- 1) Mishra Mallick, aged about- 29 years, Son of Jaguta Mallick, Village- Hathimunda, PO- Hathimunda, PSBamhunigaon, District- Kandhamal,
- 2) Ranjita Mallick, aged about 32 years, W/o- Ranjiva Mallick, village/PO- Tamangi, PS- Bamhunigaon, District-Kandhamal,
- 3) Kaira Dash Majhi, aged about 38 years, S/o- Kradilla Deshmajhi, Village/P.O- Tamangi, P.s- Bamhunigaon, district- Kandhamal,
- 4) Kabita Mallick, aged about 30 years, W/o- Rajendra Mallick, Village/P.O- Pidadhamaha, P.s- Bamhunigaon, District- Kandhamal,
- 5) Sarmalata Digal, aged about- 40 years, wife of- Mukesh Mallick, village/P.O- Panasapadara, PS- Bamhunigaon, District- Kandhamal,



- 6) Sundarimati Mallick, aged about- 29 years. Wife of- Surat Mallick, Village/P.O- Tamangi, PS- Bamhunigaon, District- Kandhamal,
 - 7) Prativa Baliarsingh, aged about- 40 years, W/o- Sukanta Baliarsingh, Village/P.O- Kumbharipada, PSBamhunigaon, District- Kandhamal,
 - 8) Sasmita Mallick, aged about- 37 Years, Wife of- Bhaskar Mallick, Village/P.O- Bijali, PS- Bamhunigaon, District- Kandhamal,
 - 9) Tabita Mallick, aged about- 26 Years, W/o- Abhayalekha, Majhi Village/PO- Hathimunda, PS- Bamhunigaon, District- Kandhamal.
7. Hence, issue notice to above nine applicants (in IA No.314 of 2025 to the Writ Petition) by speed post/registered post with AD, requisites for which shall be filed by 15th September, 2025.
8. Put up this matter on 16th October, 2025 enclosing tracking report of the Postal Department.

(K.R. Mohapatra)
Judge

(Dixit Krishna Shripad)
Judge

(Dr. Sanjeeb K Panigrahi)
Judge