



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) NO. 22707 OF 2025

Indrani Pattnaik

.... ***Petitioners***

Ms. Gayatri Das, Advocate

-versus-

***1. Special Land Acquisition Officer,
Lanjigarh Road Junagarh Rail Link
Project, Bhawanipatna***

2. Union of India

.... ***Opposite Parties***

Mr. Swayambhu Mishra, A.S.C.

Mr. Alok Kumar Mohanty, Senior Panel Counsel

CORAM:

JUSTICE K.R. MOHAPATRA

JUSTICE SAVITRI RATHO

ORDER

21.08.2025

Order No.

02. 1. This matter is taken up through hybrid mode.
2. Petitioner in this writ application prays for the following relief;

“It is therefore humbly prayed that this Hon'ble Court may graciously be pleased to admit the writ application issue Rule Nisi calling upon the Opp. Party to show cause as to why order dtd. 24.05.2024 passed by Spl. LAO, LRJ, RLP, Bhawanipatna in LA Case No. Misc. Case no. 23/2017, filed u/s- 28(A) of LA Act, shall not be set aside

And, as to why the amount of compensation shall not be re-determined as per provisions of Sec. 28A of the Act, taking into consideration judgement dtd. 13.01.2017 passed in LAR no. 95/2009, by Court of Civil Judge (Sr. Division), Bhawanipatna

And if the opp. parties failed to show cause or show insufficient cause shall make said Rule NISI absolute.

And may pass such other order / orders, direction / directions as would be just fit and proper.

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



3. In course of hearing, Ms. Das, learned counsel for the Petitioner submits that the Petitioner has remedy under the Land Acquisition Act, 1894 seeking for enhancement of compensation in a reference to the Civil Court. He therefore prays for withdrawal of the Writ application to avail the statutory remedy.

4. Mr. Mohanty, learned Senior Panel Counsel does not have any objection to the same.

5. In view of the above, the writ petition is disposed as withdrawn with an observation that if the Petitioner files an application before the Special Land Acquisition Officer, Lanjigarh Road Junagarh Rail Link Project, Bhawanipatna, Kalahandi for reference of the matter to the Civil Court, the same shall be considered in accordance with law.

(K.R. Mohapatra)
Judge

(Savitri Ratho)
Judge

Subhalaxmi

Signature Not Verified

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SAHOO
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 21-Aug-2025 19:50:19

