



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.22932 of 2025

***Bhabani Sankar Garabadu
and Another***

.....

Petitioners

Represented By Adv. -
Sudhir Kumar Mallick

-versus-

***Settlement Officer, Major
Settlement Office, Cuttack and
Another***

.....

Opposite Parties

Represented By Adv. –
Gyanalok Mohanty, SC

CORAM:

MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

10.10.2025

Order No.

01. 1. This matter is taken up through hybrid mode.
2. This writ petition has been filed by the petitioners praying for directing the Settlement Officer to accept an appeal from the petitioners, as the settlement operation is going on.
3. Heard from the learned counsel for the petitioners and learned Standing Counsel for the State.
4. It is very fundamental in law that, only the Settlement Officer is empowered under Section 22 of the Orissa Survey and Settlement Act, 1958 to entertain an appeal during the currency of settlement operation.
5. It is submitted by the learned counsel for the petitioners that, after rent stage, they have purchased the



case land and during rent stage, draft RoR of the case land has been published in the name of their vendor. The petitioners are interested to file a joint application with the consent and signature of their vendor before the Settlement Officer for recording the RoR of the case land in their names correcting the same from the name of their vendor.

6. On the basis of the aforesaid submissions of the learned counsel for the petitioners, it is felt proper to dispose of this writ petition finally giving liberty to the petitioners to approach the Settlement Authorities by filing a joint application with the consent and signature of their vendor praying for recording the case land in their names, as the final publication of the RoR has not been made.

In case of filing of joint application by the petitioners with their vendor, the Settlement Authorities shall entertain the same and shall also dispose of the same as per law.

7. As such, this writ petition filed by the petitioners is disposed of finally.

8. Urgent certified copy of this order be granted to the petitioners on proper application.

(ANANDA CHANDRA BEHERA)

Judge

Utkalika