



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.23375 of 2025

Biswajit Senapati

....

Petitioner(s)

Mr. Ajaya Kumar Moharana, Adv.

-versus-

State of Odisha & Ors.

....

Opposite Party(s)

Mr. Bibekananda Nayak, AGA

CORAM:

HON'BLE DR.JUSTICE SANJEEB K. PANIGRAHI

Order
No.

ORDER
21.08.2025

01. 1. This matter is taken up through hybrid arrangement.
2. In filing this Writ Petition, the Petitioner alleged to be an encroacher, has sought for a direction from this Court to the Opposite Parties for not evicting him from the disputed property in question without following due process of law.
3. Heard.
4. Learned counsel for the Petitioner submits that the Opposite Parties are attempting to evict the present Petitioner from the disputed property in question without following due process of law. He, accordingly, prays for allowing the prayer made in this Writ Petition.
5. At this juncture, learned counsel for the Opposite Parties submits that due to the unauthorized encroachment made





over the disputed property in question by the Petitioner, the inhabitants of the locality are suffering immensely. He, accordingly, prays for dismissal of this Writ Petition.

6. Considering the submissions made on behalf of the Parties, this Court without going into the merits of the case, directs the Petitioner to approach the authority concerned along with a representation citing cogent reason of encroachment within a period of fifteen working days hence. In such event, the said authority shall look into the said grievance of the Petitioner and if he/she is not satisfied with the reasons stated in the said representation, he/she shall proceed for eviction of the Petitioner from the disputed property in question after providing him adequate opportunity of hearing as per law.

7. This Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K. Panigrahi)
Judge

Ayaskanta