



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.25380 of 2025

*Bhubaneswar Heights
Welfare Association,
Bhubaneswar*

....

Petitioner(s)

Ms. Pratyusha Naidu, Adv.

-versus-

State of Odisha & Ors.

....

Opposite Party (s)

Smt. Sarita Maharana, ASC

CORAM:

HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

Order
No.

ORDER
15.09.2025

01. 1. This matter is taken up through hybrid arrangement.
2. In filing this Writ Petition, the Petitioner-Association being represented through its Secretary has made the following prayer:-

"xxx

xxx

xxx

A. The action of demolition of the structure "Bhubaneswar heights Apartment complex" Mouza Jharpada, Khata no 928/417, 928/418, 928/1598, 928/473, 928/1077, 928/488 Plot no 44/3194, 44/3193, 44/3195, 44/5164, 44/3357, 44/3238, 44(P), 44/3246, 43/2593 & 44/4093 executed on 07.05.2025 shall not be declared as illegal;

B. The Opp. Party authorities shall not be directed to restore for restitution of the demolished property at his/their personal cost;

C. The Opp. Party authorities shall not be directed to pay a compensation to tune of Rs.1,00,00,000/- (One Crore) to the Petitioners towards mental harassment and agony, litigation expenses;

And in the event, the Opp. Parties fail to show cause or show insufficient cause;

I. the action of demolition of the structure at "Bhubaneswar Heights Apartment Complex" Mouza Jharpada, Khata no.928/417, 928/418, 928/1598, 928/473, 928/1077, 928/488



Plot no.44/3194, 44/3193, 44/3195, 44/5164, 44/3357, 44/3238, 44(P), 44/3246, 43/2593 & 44/4093 as which took place 07.05.2025 be declared as illegal;

II. the Opp. Party authorities be directed to restore for restitution of the demolished property at his/their personal cost;

III. The Opp. Party authorities be directed to pay a compensation to tune of Rs.1,00,00,000/- (One Crore) to the Petitioner towards mental harassment and agony, litigation expenses;

xxx

xxx

xxx"

3. Heard.

4. Let notice be issued in this matter.

5. Learned counsel for the State waives of notice on behalf of the Opposite Party Nos.1 to 4. Let four spare copies of the brief be served on the learned counsel for the State within three working days hence.

6. Let the learned counsel for Petitioner serve an extra copy of the brief on Mr. Iswar Mohanty, learned counsel who usually appears on behalf of the B.M.C within three working days hence.

7. Learned counsel for the Petitioner is directed to file the certificate of registration along with the authorization letter on the next date.

8. List this matter on 23rd September, 2025.

I.A. No.15560 of 2025

9. Issue notice as above.

10. As an interim measure, it is directed that status quo as on today in respect of the disputed property in question shall be maintained by all the parties concerned till the next date of



listing of this matter.

(Dr. Sanjeeb K Panigrahi)
Judge

Ayaskanta