



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.26816 of 2025

Biswamohan Pattnaik

....

Petitioner

Mr. P.K. Rath, Senior Advocate

-Versus-

State of Orissa and others

....

Opposite Parties

Mr. P.K. Ray, AGA

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

20.09.2025

Order No.

01.

1. Through the matter is not listed today, on being mentioned by learned counsel for the petitioner, it is taken up on Board by a Special Notice.

2. Heard Mr. Rath, learned Senior Advocate for the petitioner.

3. Instant writ petition is filed by the petitioner challenging the impugned orders as at Annexures- 1 and 2 and further to direct the opposite parties to undertake measurement of the allotted premises afresh on the grounds stated.

4. Perused a copy of the demand notice at Annexure-2. Referring to the said notice, Mr. Rath, learned Senior Advocate for the petitioner submits that arrear for an amount of Rs.4,90,97,896/- has been demanded from the petitioner. It is



further submitted that consequent upon the Court's order at Annexure-5, measurement claimed to have been undertaken but no such measurement report was ever supplied to the petitioner and at last, it has been followed by the demand notice i.e. Annexure-2. It is brought to the notice of the Court by Mr. Rath, learned Senior Advocate for the petitioner, a letter dated 19th September, 2025 received from the Rent Officer, GA and PG Department, stating the representation i.e. Annexure-7 series to have been disposed of and rejected. Considering the facts pleaded on record and since, the measurement and the demand is questioned by the petitioner in respect of the commercial floor for an area of 7,539.88 Sqft, which is claimed to be 4528.53 instead as revealed from Annexure-7 series, the Court is inclined to consider the response of the State.

5. Accordingly, it is ordered.

6. Notice.

7. Mr. Ray, learned AGA for the State accepts notice for the opposite parties. An extra copy of the writ petition with annexures is requested to be served on the State, which is already complied with.

8. List on 13th October, 2025 for final hearing and orders.

(R.K. Pattanaik)
Judge



I.A. No.16963 of 2025

- 02.
1. Heard Mr. Rath, learned Senior Advocate for the petitioner.
 2. Instant petition is filed for interim orders.
 3. The demand notice as per Annexure-2 is sought to be stayed. It is submitted to the Court by Mr. Rath, learned Senior Advocate that regular rent is being paid by the petitioner without default. Recording the objection of Mr. Ray, learned AGA for the State, this Court, as an interim measure, directs that the petitioner shall deposit an amount of Rs.10 lac without prejudice within 10 days from today. It is further directed that the demand notice i.e. Annexure-2 shall remain stayed without any coercive action being taken against the petitioner till the next date of hearing subject to compliance of the above order regarding the deposit of Rs.10 lac by him.
 4. List on the date fixed for further orders.
 5. Urgent copy of this order be issued as per rules and in course of day.

(R.K. Pattanaik)
Judge