



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 32415 of 2026

CNR No. ODHHC010744352026

Susanta Nayak & Ors.

..... Petitioner (s)

Mr. Suryakanta Dwibedi , Adv.

-Versus-

Land Acquisition Collector,

Manjor Irrigation Project & Ors.

.. .. .

Opposite Party (s)

Mr. Sonak Mishra, ASC

CORAM:

HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

HON'BLE MR. JUSTICE CHITTARANJAN DASH

ORDER

13.10.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. In filing this Writ Petition, the Petitioners have sought for a direction from this Court for expeditious disposal of the Execution Case No.03 of 2024 pending before the learned Civil Judge, Senior Division, Athamallik.
3. Heard learned counsel for the parties.
4. Learned counsel for the Petitioners submits that the Petitioners have filed an execution petition vide Execution Case No.03 of 2024 before the learned Civil Judge, Senior Division, Athamallik, which is still pending. He further contends that though two years have been lapsed in the meantime, the execution petition is





pending before the learned Civil Judge, Senior Division, Athamallik who has not act in letter and spirit of the judgment passed by the Apex Court in **Periyammal (Dead) through Lrs. And others v. V. Rajamani and Anr.**¹ wherein the Apex Court has held that Executing Court must dispose of the Execution Proceedings within six months from the date of filing, which may be extended only by recording reasons in writing for such delay.

5. Considering the submission of the learned counsel for the Petitioners and in view of the aforesaid judgment of the Hon'ble Supreme Court, this Court directs the learned Civil Judge, Senior Division, Athamallik to dispose of the execution proceeding vide Execution Case No.03 of 2024 at the earliest, preferably within a period of three months from the date of communication of an authenticated copy of this order.
6. The Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

(Chittaranjan Dash)
Judge

Murmu