



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 31728 of 2024

Smt. Sabitri Naik

..... *Petitioner(s)*
Mr. Basudev Barik, Adv.

-Versus-

State of Odisha & Ors.

..... *Opposite Parties*
Mr. Saswat Das, AGA

CORAM:

DR. JUSTICE S.K. PANIGRAHI

ORDER

27.01.2025

Order No.

01.

1. This matter is taken up through a hybrid arrangement.
2. Heard.
3. In this Writ Petition, the Petitioner has challenged the notice dated 19.09.2024 issued by the Opposite Party No.5/The Executive Officer, Talcher Municipality directing the Petitioner to remove the boundary wall for construction of Kalyan Mandap.
4. Learned counsel for the Petitioner submits that the Petitioner is residing over the land in question for more than 40 years. He further submits that the said land falls under the Jungle KISSAM land. The Executive Officer, Talcher Municipality has issued eviction notice dated 19.09.2024 to remove the boundary wall of



the Petitioner for construction of Kalyan Mandap. Hence, the Petitioner is constrained to approach this Court.

5. In such view of the matter, let notice be issued to the Opposite Parties.

6. Learned counsel for the State waives of notice on behalf of the Opposite Party Nos.1 to 4. Four extra copies of the Writ Petition be served on him in order to enable him to take instruction in the matter.

7. Issue notice to the Opposite Party No.5 by Registered Post with A.D./Speed Post. Requisite shall be filed within three working days hence.

6. List this matter on 10.02.2025.

7. As an interim measure, it is directed that the operation of the impugned notice dated 19.09.2024 issued by the Opposite Party No.5/The Executive Officer, Talcher Municipal shall remain stayed, till the next date of listing of this case.

(Dr. S.K. Panigrahi)
Judge