



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.33959 of 2025

Girish Chandra Tripathy ***Petitioner(s)***
Mr. Umesh Chandra Mohanty, Adv.

-versus-

State of Odisha & Ors. Opposite Party(s)
Mr. Rajdeep Pradhan, ASC

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order
No.

ORDER
28.11.2025

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

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xxx

xxx

Admit the Writ Petition, issue Rule Nisi calling upon the Opp. Parties to show cause as to why; the Writ Petition shall not be allowed and as to why the Petitioner shall not be allotted by way of Lease to possess the surplus adjacent land measuring 25' x 35' feet (Back side of Petitioner's House No.LB-323, BRIT Colony, Badagada, Bhubaneswar) on payment of requisite fees since the Petitioner in possession of the same since more than 43 years corresponding to Mutation ROR i.e. Khata No.1611/770, Plot No.4290/7530, Ac 0.020 dec, Kisam-Gharabari of Mouza-Bhubaneswar Sahar Unit No.35, Badagada keeping in view the Public Notification No.23524/BDA dated 30.12.2020 under Annexure-3.

And this Hon'ble Court further be pleased to hold & declare that the Officer Letter No.58009 dated 29.12.2023 under Annexure-5 as illegal, arbitrary,



unreasonable & non-application of mind being contrary to Notification dated 30.12.2020 of B.D.A as such quash the same.

And this Hon'ble Court further be pleased to direct the Opp. Parties, BDA Authorities not to evict the Petitioner from the occupied adjacent land (25' x 35' feet of the Western side i.e. Backside of the Petitioner's House) without following due process of law and permit him to continue to possess the same so as to redress his grievances.

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xxx''

3. Heard.

4. Let notice be issued to the Opposite Parties.

5. Learned counsel for the State waives of notice on behalf of the Opposite Party Nos.1 & 6. Let two spare copies of the brief be served on the learned counsel for the State within three working days hence.

6. Learned counsel for the Petitioner is also directed to serve five spare copies of the brief on Mr. Gyanaranjan Mohapatra, learned counsel for the B.D.A within three working days hence. He is directed to take instruction in this matter.

7. List this matter on 11th December, 2025.

I.A. No.21176 of 2025

8. Issue notice as above.

9. 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