



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 34579 of 2025

*Usharani Das*

..... *Petitioner (s)*

*Mr. Rama Chandra Jena, Adv.*

-Versus-

*State of Odisha & Ors.*

..... *Opposite Party(s)*

*Ms. Gayatri Patra, ASC*

**CORAM:**

**DR. JUSTICE SANJEEB K PANIGRAHI**

**ORDER**

**15.12.2025**

**Order No.**

08.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel of the parties.
3. The present Writ Petition has been filed by the Petitioner with the following prayer:

“The petitioner, therefore, prays that Your Lordship's may graciously be pleased to admit the writ application, call for the records and after hearing the parties, allow the same and issue a writ in the nature of Certiorari/Mandamus or any other or further writ/writ(s), direction/directions directing the opp. party no.3, Tahasildar, Jaleswar to evict the opp. party no.4 illegally and unauthorisedly encroached the Govt. land having khata No.250 and Plot No.5 measuring an area Ac0.68 dec of Kissam Nayanjori in the Mouza — Padhiaripur under Tahasil - Jaleswar in the district of Balasore on the basis of the public representation in view of the provision of law laid down in OPLE Act and Rules and as per direction of Hon'ble Supreme Court in Jagapal Singh Versus State of Punjab reported in 2011(1) OLR (SC) 940 for the interest of justice.

And pass any other order(s), direction (s) as this Hon'ble Court may deems fit and proper in the facts and circumstances of the case.”





4. Learned counsel for the Petitioner submits that the Petitioner is an inhabitant of Padhiaripur under the Tahasil of Jaleswar. He further submits that the Opposite Party No.4 has unauthorizedly encroached the Nayanjori land. In this regard, the Petitioner has filed a representation before the Tahasildar, Jaleswar. However, the Tahasildar did not take any step to evict the Opposite Party No.4 from the land in question.
5. Learned counsel for the State on instruction from the Tahasildar, Jaleswar dated 05.12.2025 submits that the land in question is Nayanjori and recorded in the name of "Purta Bibhaga" Government of Odisha.
6. In such view of the matter and considering the submission made by the parties, this Court directs the Tahasildar, Jaleswar to evict the unauthorized encroacher from the land in question in accordance with law within a period of one month from the date of receipt of a certified copy of this order.
7. Accordingly, the Writ Petition is disposed of.

*( Dr. Sanjeeb K Panigrahi )*  
*Judge*

*Murmu*