



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.34353 of 2025

*Tara @ Taramani Parhi &
Anr.*

*Petitioner(s)
Mr. Suresh Kumar
Choudhury, Advocate*

-versus-

*The Secretary, General
Administration (GA)
Department, Government
of Odisha, Bhubaneswar &
Ors.*

*Opposite Parties
Mr. Bibekananda Nayak,
AGA*

CORAM:

THE HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

03.12.2025

Order No.

01. 1. This matter is taken up through hybrid arrangement.
2. Heard.
3. In filing this Writ Petition, the Petitioners being encroachers, have challenged the order of eviction No.10523 dated 14.11.2025 under Annexure-2 issued by the Assistant Commissioner of Endowments, Bhubaneswar/Opposite Party No.3.



He further made a prayer to quash the notice of eviction / vacation issued by the General Administration Department concerning GA Plot No.332/1636, Mouza Chandrasekharpur.

4. During the course of hearing, learned counsel for the State submits that there is a clear statutory remedy of appeal available under Section 12(1) of the O.P.L.E. Act against the impugned order under Annexure-2. Hence, the Petitioner should approach the concerned Appellate Authority.

5. In such view of the matter, this Court is not inclined to entertain the prayer made in this Writ Petition. However, considering the request of the learned counsel for the Petitioner, this Court permits the Petitioner to file an appeal along with a petition for condonation of delay, if any, so also a petition for interim protection before the concerned Appellate Authority as per Section 12(1) of the O.P.L.E. Act, within a period of 15 working days hence. In such event, Appellate Authority shall conclude the hearing within a period of three months from the date of filing of the appeal.

6. It is further directed that till the interim application to be filed by the Petitioner is taken up, no coercive action



shall be taken against the Petitioner pursuant to the impugned order under Annexure-2 issued by the Assistant Commissioner of Endowments, Bhubaneswar/Opposite Party No.3.

7. This Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K. Panigrahi)
Judge

Gitanjali