



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 34307 of 2022

Jagannath Panda

..... *Petitioner(s)*
Mr. Sidhartha Das, Adv.

-Versus-

State of Odisha & Ors.

..... *Opposite Party(s)*
Ms. Gayatri Patra, ASC

CORAM:

DR. JUSTICE SANJEEB K. PANIGRAHI

ORDER

21.08.2025

Order No.

- 04.
1. This matter is taken up through hybrid arrangement.
 2. Heard learned counsel for the parties.
 3. The present Writ Petition has been filed by the Petitioner with the following prayer:

“In the light of above facts and circumstances it is humbly prayed that your Lordship's may graciously be pleased to quash the notice dtd. 28.11.2022 vide Annexure-1 and further direct the opp. parties not to evict the petitioner from the said scheduled area, schedule of which is given below:
And further, be pleased to direct the Opp. Party no.1 to 3 to take necessary measures to declare the same as adverse possession in favour of the Petitioner as per the relevant Act and rules.
And; be further pleased to pass any other order(s)/Direction(s) as this Hon'ble Court thinks fit and proper
And; for this act of kindness the petitioner as in duty bound shall every pray.

Schedule of Land

Khata No. 118, Plot No. 255 under Mo uza: Uni t-3, Rajabagicha, Tahasil: Cuttack.”

4. During the course of hearing, learned counsel for the State submits that the Petitioner has filed a Civil Suit bearing C.S.





No.820/2023 before the learned Civil Judge (Senior Division), Cuttack, which is still pending for adjudication.

5. In such view of the matter, this Court is of the view that since the Civil Suit filed by the Petitioner is pending before the learned Civil Judge (Senior Division), Cuttack with respect to the aforementioned subject narrated in the present Writ Petition, this Court is not inclined to entertain this Writ Petition. However, the Petitioner is directed to pursue his remedy before the learned Civil Judge (Senior Division), Cuttack.

6. Accordingly, the Writ Petition is dismissed.

(Dr. Sanjeeb K. Panigrahi)
Judge

Murmu

