

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.11149 of 2023

Jhuna Rani Sahoo

.....

Petitioner

Mr. Ramakanta Sarangi, Advocate

Vs.

State of Odisha & Others

.....

Opposite Parties

Mr. S. Nayak, ASC

CORAM:

DR. JUSTICE B.R. SARANGI

MR. JUSTICE M.S.RAMAN

ORDER

27.04.2023

Order No.

01.

This matter is taken up through hybrid mode.

2. Heard.

3. The present Writ Petition has been filed with the following prayer:-

“Therefore in the facts and circumstances of the case stated above challenging the illegal and arbitrary fixation of low valuation less than the benchmark valuation of the land acquisition and the arbitrary lower amount payment of compensation the Petitioner most humbly prays before this Hon’ble court and your lordships to direct the Special Land Acquisition Officer of the Khurda-Road-Bolangir New Broad Gauge Rail Link Project Railway authorities and the other competent authorities to give adequate compensation in respect of the land acquisition area on the basis of proper valuation or fresh valuation or revaluation as per the market rate by taking into account the up to date Benchmark Valuation as per Annexure-5 Series and the land acquisition compensation price already determined and awarded by the National Highway Authority in respect of the self-same Tahasil and mouza and the Land Acquisition Compensation amount already determined and awarded in respect of the self-same area by the land acquisition authority of and also to extend the benefits of the scheme as per the documents under Annexure-7 series for which the petitioner shall

remain obliged.

And any other orders/directions may also be passed in favour of the petitioner.

And for this act of kindness, the petitioner shall duty bound as ever pray.”

4. In course of hearing, learned counsel for the Petitioner states that highlighting her grievance, the Petitioner has made representation to Opposite Party No.2 vide Annexure-9 series and the same may be directed to be considered within a stipulated time, to which learned Counsel for the State has no objection.

5. As agreed by learned counsel for the parties and after going through the records, this Court, without expressing any opinion on the merits of the case, disposes of the Writ Petition directing Opposite Party No.2 to consider the representation filed by the petitioner vide Annexure-9 series, and pass appropriate order in accordance with law within a period of three months from the date of production of certified copy of this order.

Issue urgent certified copy as per Rules.

(DR. B.R. SARANGI)
JUDGE

(M.S. RAMAN)
JUDGE

Aks