

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.23547 of 2023

Subas Mandal

....

Petitioner

Mr. Lambodar Pradhan, Advocate

-Versus-

The Tahasildar, Mahakalapara

....

Opposite Party

Mr. P.K. Rout, AGA

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

31.07.2023

Order No.

01.

1. Heard learned counsel for the petitioner and Mr. Rout, learned AGA appearing for the State-opposite party.
2. Instant writ petition is filed for a direction to the opposite party to settle the schedule land situate over Plot No.109/1342(part) measuring an area of Ac.0.27 decimal 5 kadi under Khata No.398 of the concerned mouza in the district of Kendrapara in connection with E.C. No.7170 of 2018-19 considering the show cause as at Annexure-2 on the grounds stated therein.
3. Learned counsel for the petitioner submits that in response to the impugned notice in Form 'Ka' as at Annexure-1, the petitioner responded to it vide Annexure-2, however, the same has not been considered yet which is with regard to settlement of the schedule land in his favour.
4. Mr. Rout, learned AGA appearing for the State-opposite party submits that since the show cause is already said to have been

submitted by the petitioner, a direction may perhaps be issued to the authority concerned to examine it according to law.

5. Without expressing anything on the merits of the case as to the entitlement of the petitioner for settlement in terms of the provision of the OPLE Act, the Court is of the view that the show cause dated 25<sup>th</sup> March, 2019 vide Annexure-2 submitted by him should be examined by the opposite party disposing of the proceeding in E.C. No.7170 of 2018-19 at the earliest preferably within a period of four weeks from the date of receipt of a copy of this order maintaining status quo with respect to the land in question till then.

6. Accordingly, it is ordered.

7. Consequently, the writ petition stands disposed of in the above terms.

8. A certified copy of this order be granted as per rules.

(R.K. Pattanaik)  
Judge

TUDU

Signature Not Verified

Digitally Signed  
Signed by: THAKURDAS TUDU  
Reason: Authentication  
Location: OHC, CTC  
Date: 01-Aug-2023 12:16:23

