



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C) No.19709 of 2024**

***Bankim Samaddar***

.... ***Petitioner***

Mr.B.S.Das, Advocate

*-versus-*

***Additional Sub-Collector, BBSR***

.... ***Opp.Party***

Mr.U.K.Sahoo, ASC

**CORAM:  
JUSTICE B. P. ROUTRAY**

**ORDER  
31.08.2024**

**Order No.**

01.

1. The matter is taken up through Hybrid mode.
2. Heard Mr.Das, learned counsel for the Petitioner and Mr.Sahoo, learned ASC for State-Opposite Parties.
3. Order dated 8<sup>th</sup> February 2022 of the Sub-Collector passed in Mutation Appeal No.1799 of 2013 is challenged in present writ petition.
4. The Tahasildar as well as the Additional Sub-Collector have held in their orders that the land in question being covered by the direction of this Court dated 29<sup>th</sup> January 1996 passed in OJC Case No.944/9 of 1993 for enquiry by a senior officer of Government, the mutation in favour of the Petitioner cannot be allowed.
5. The Petitioner fails to satisfy this Court that his plot i.e. the case land in question is not covered as per earlier direction of this Court dated 29<sup>th</sup> January 1996. Even learned counsel for the Petitioner does not have a copy of order of this Court dated 29<sup>th</sup> January 1996 with him.



6. It is further seen from the impugned order of the Sub-Collector under Annexure-2 that the Appellant (Petitioner) has been granted liberty to approach the Revisional Authority under Section 32 of the OSS Act. So, no merit is seen in favour of the Petitioner to interfere with the impugned order.

7. Accordingly, the writ petition is dismissed. However, it is open for the Petitioner to proceed in accordance with law as per the direction of the Appellate Authority.

***(B.P. Routray)***  
***Judge***

***S.Das***