



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 24606 of 2026

CNR No. ODHC010572652026

Prajna Paramita Das

.....

Petitioner (s)

Mr. Kaniska Rath, Adv.

-Versus-

The Dy. Commissioner-cum-A.O.

South West, Bhubaneswar

Municipal Corporation

..... *Opposite Party (s)*

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

07.08.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. The present Writ Petition has been filed by the Petitioner with the following prayer:

“In the circumstance, it is, therefore, humbly prayed that your Lordship’s may graciously be pleased to issue RULE-NISI on the Opp. Parties to show-cause as to why the impugned order under Annexure-3 should not be set-aside and be further pleased

- (i) to quash the notice to show-cause under Annexure-1 as faulty and not sustainable under law;
- (ii) to hold the proceeding in UAP Case No.68/2-26 (SW) as vitiated;
- (iii) to set-aside the impugned order under Annexure-3 as arbitrary and not sustainable under law;
- (iv) to pass any further order as deem fit and proper to meet the ends of justice.”



3. Heard.
4. Learned counsel for the Petitioner submits that the Petitioner is the owner of Plot No. A/24 situated in Mouza-Nayapalli. He further submits that Opposite Party No.1 has initiated a proceeding against the Petitioner under the provisions of the Odisha Development Authorities Act, 1982.
5. Learned counsel for the Petitioner further contends that the Opposite Party No.1 issued a show-cause notice dated 10.07.2026, requiring the Petitioner to appear and file her reply on 21.07.2026. However, before filing of the reply by the Petitioner, the Opposite Party No.1, on the very same date, has passed the impugned order dated 21.07.2026/Annexure-3.
6. Learned counsel for the Petitioner further contends that a statutory remedy of appeal is available under Section 91(2) of the Odisha Development Authorities Act, 1982 against the impugned order under Annexure-3. Hence, the Petitioner seeks liberty to approach the Appellate Authority.
7. In such view of the matter, 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 Appellate Authority as per Section 91(2) of the Odisha Development Authorities Act, 1982, within a period of seven working days



hence. In such event, the Appellate Authority shall conclude the hearing within a period of one month from the date of filing of the appeal.

8. It is further directed that till the appeal 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-3.
9. The Writ Petition is, accordingly, disposed of.
10. It is made clear that, downloaded copy of this order from the website of this Court be treated as an authenticated copy.

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(Dr. Sanjeeb K Panigrahi)
Judge

Murmu