IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.30387 of 2026

CNR No. ODHC010712662026

Sabitri Dakua … ***Petitioner***

Mr.A.K. Tarai, Advocate

-versus-

State of Odisha & Others … ***Opposite Parties***

Mr. S.K. Rout, ASC

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL): 16.10.2026

W.P.(C) No.30387 of 2026 & I.A. No. 17840 of 2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. The short grievance of the Writ Petitioner is against non-allotment/settlement of the land in her possession being a landless person in terms of Sec.483 of the Odisha Municipal Corporation Act, 2003 (in short "the Act").

3. Heard Mr. Amit Kumar Tarai, learned counsel for the petitioner and Mr. S.K. Rout, learned ASC in the matter and perused the record.

4. It is contended on behalf of the petitioner in the course of hearing on admission of the Writ that Sec.483 of the Act provides for settlement/allotment of the land to a landless person, but in this case the petitioner being a landless person is already in possession of a piece of land in Bharatpur, Bhubaneswar which is coming under Bhubaneswar Municipal

Corporation (BMC) and thereby, necessary direction may kindly be imparted to the authority concerned to settle the land in favour of the petitioner.

5. After having considered the rival submissions and upon perusal of record, it appears that Sec.483 of the Act provides for settlement of land in favour of every landless person in occupation of the land in a slum in any corporation area by such date as may be notified by the government. The simple claim of the petitioner in this case is for allotment of the land, but it is not known as to whether she is a landless person and in possession of such land under Bhubaneswar Municipal Corporation. In the aforesaid facts and situation and on consideration of the materials and documents placed on record, this Court without delving into the matter on merit disposes of the writ petition at the stage of admission by granting liberty to the petitioner to file appropriate representation before OP No.2-cum- Commissioner of Bhubaneswar Municipal Corporation for settlement of land in her favor, if she is a landless person and in possession of land, and such representation must be filed within fifteen days hence. In the event, if such a representation is made, OP No.2- cum- Commissioner of Bhubaneswar Municipal Corporation shall do well to dispose of the representation of the petitioner strictly in accordance with the law and the rules made applicable thereto, within thirty days of receipt of such representation and

to communicate the result thereof to the petitioner within seven days next thereafter.

6. Needless to say, no coercive action shall be taken against the petitioner till a decision is made on her representation, if the same is filed within fifteen days hence. Accordingly, the I.A. No. 17840 of 2026 stands disposed of.

(G. Satapathy)
Judge

S.Sasmal

Signature Not Verified
Digitally Signed
Signed by: SUBHASMITA SASMAL
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 16-Oct-2026 15:38:36