



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24949 of 2026

CNR No. ODHC010554622026

Bina @ Binapani Majhi *Petitioner(s)*

Mr. A.K. Budhia, Adv.

versus-

The State of Odisha & *Opposite Party(s)*
Ors.

Mr. Debashish Nayak, AGA

Mr. Amitav Das, Sr. Adv.

along with associates

Mr. Anshuman Das, Adv.

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order No.

01.

ORDER

07.08.2026

1. This matter is taken up through hybrid arrangement.
2. In filing the present Writ Petition, the Petitioner has made the following prayer:-

xxx xxx xxx
To admit this writ petition, call for the necessary record
and after hearing may be issued writ/ writs to quashed
the order dt.15.07.2026 passed by OPP.Party No.4.
xxx xxx xxx"

3. Heard.
4. Learned counsel for the Petitioner submits that the Petitioner is a slum dweller who has been residing over the case land in question since last twenty years. He further contends that the Petitioner had approached the



Collector, Dhenkanal along with a representation for settlement of the land in question in her favour as per the provision under the Odisha Land Rights to Slum Dwellers Act, 2017.

5. He further contends that the Authorities, in gross violation of the provisions of the Odisha Land Rights to Slum Dwellers Act, 2017, have taken steps to displace the Petitioner from the land in question without even affording adequate opportunity of hearing to her.
6. At this juncture, learned counsel for the Dhenkanal Municipality submits that the Municipal Authority is not disturbing any person who has been granted a Land Rights Certificate (LRC). He further contends that all persons who had not obtained LRC, were granted necessary opportunity for applying for the same, provided they were otherwise eligible under law. It is also contended that prior to passing of any order of eviction, the Municipal Authority had also granted sufficient time to the concerned persons to produce their respective LRCs. However, many of the encroachers were failed to produce the LRC despite being afforded with sufficient opportunity. Consequently, in order to implement the various developmental projects over the encroached Government land the Municipal Authority was constrained to issue the order of eviction.



7. In view of the aforesaid facts and circumstances of the case, and considering that the competent authorities have afforded sufficient opportunity to the Petitioner at every stage of the proceedings, this Court is not inclined to entertain the present Writ Petition.
8. It is made clear that, if the Petitioner has obtained Land Rights Certificate, she shall be at liberty to produce the same before the competent Authority. Upon such production, the Authority concerned shall consider the case of the Petitioner sympathetically.
9. It is further made clear that, if the Petitioner has not yet been issued a Land Rights Certificate (LRC), she shall be at liberty to apply for the same by submitting the requisite documents before the competent Authority. Upon receipt of such application, the competent Authority shall consider the same in accordance with law and, if the Petitioner is found eligible, necessary Land Rights Certificate (LRC) shall be issued in favour of the Petitioner within a period of one month from the date of submission of the application.
10. This Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge