



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 25347 of 2026

CNR No. ODHC010599362026

Hazara Malkeen

..... *Petitioner (s)*

Mr. Dhananjaya Kund, Adv.

-Versus-

State of Odisha & Ors.

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

Mr. Tej Kumar, ASC

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

12.08.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. In the present Writ Petition, the Petitioner has challenged the impugned order dated 27.07.2026/Annexure-6 passed by the DC-cum-A.O., (ODA Court), Bhubaneswar Municipal Corporation in UAP Case No.48/2026(SW).
3. Heard learned counsel for the parties.
4. During the course of hearing, learned counsel for the State submits 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-6. Hence, the Petitioner should approach the Appellate Authority.



5. In such view of the matter, since the impugned order under Annexure-6 is appealable in nature, 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.
6. It is further directed that till the interim application 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-6.
7. It is made clear that, downloaded copy of this order from the website of this Court be treated as an authenticated copy.

(Dr. Sanjeeb K Panigrahi)
Judge