



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 26411 of 2026

CNR No. ODHC010630852026

Mohan Barik

..... *Petitioner (s)*

Mr. Trilochan Dash, Adv.

-Versus-

State of Odisha & Ors.

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

Mr. Debasish Nayak, AGA

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

20.08.2026

Order No.

02.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. In filing this Writ Petition, the Petitioner has challenged the notice of eviction dated 10.08.2026/Annexure-3 issued by the Tahasildar, Vyasaganagar /Opposite Party No.3.
4. During course of hearing, learned counsel for the State submits that there is a clear statutory remedy of Appeal available against the impugned notice of eviction dated 10.08.2026/Annexure-3 issued by the Tahasildar, Vyasaganagar/Opposite Party No.3. Hence, the Petitioner should approach the concerned Appellate Authority by filing appeal.



5. Since the eviction notice dated 10.08.2026 has not been issued in the format of form 'Kha' to the Petitioner, the said notice issued by the Tahasildar, Vyasaganar vide Annexure-3 be treated as Form 'Kha'.
6. In such view of the matter, this Court is not inclined to entertain the prayer made in this Writ Petition. However, considering the request of learned counsel for the Petitioner, 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 concerned appellate authority within a period of fifteen days from today. In such event, the appellate authority shall conclude the hearing within a period of fifteen days from the date of filing of the appeal.
7. 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 notice under Annexure-3 issued by the Opposite Party No.3/Tahasildar, Vyasaganar.
8. This Writ Petition is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge