



THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24010 of 2026

Rashmi Mohapatra

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Petitioner(s)

*Mr. Amiya Kumar Mohanty(A),
Advocate*

-Versus-

State of Odisha & Ors.

.....

Opposite Party (S)

Ms. Gayatri Patra, ASC

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

Order No.

30.07.2026

01.

1. This matter is taken up through hybrid arrangement.
2. This matter was not in today's list. On being mentioned, this matter is taken up through Special Notice.
3. The Petitioner, by filing this Writ Petition, has made a prayer to quash the order dated 21.07.2026 passed by the learned DC-cum-A.O.(ODA Court) Bhubaneswar Municipal Corporation, Bhubaneswar in UAP Case No.46/2026(SW).
4. Learned counsel for the Petitioner submits that the Petitioner having three shop rooms. She has given the said shop rooms on rent and dependent upon the income from the said shop rooms. On 27.07.2026, the petitioner was served an order dated 01.07.2026 to vacate the unauthorized construction. However, the Petitioner has not been given an opportunity of hearing. Hence, this case.



5. Considering the submissions made, this Court directs the Petitioner to approach the Appellate Authority under Section 91(2) of the Odisha Development Authorities Act along with an application for condonation of delay, if any, within a period of 30 days from today. In such event, the said authorized appellate authority shall condone the delay, if any, liberally and pass a reasoned order within one month thereafter.
6. It is further directed that till the appeal is filed before the appellate authority, no coercive action shall be taken against the Petitioner.
7. The Writ Petition stands disposed of, accordingly.
8. The web copy of the order be treated as authenticated copy.

(Dr. Sanjeeb K Panigrahi)
Judge