

ODISHA HUMAN RIGHTS COMMISSION
ORDER SHEET

Case No. 1498 of 20OF 2026

Name of the Complainant Basudev Bhatta & Others
1611 OF 2026

Sl. No.	Date	Subhashree Pradhan & Others Order passed by the Commission 1609 OF 2026 Hemanta Kumar Sahoo	Office action taken with date
05.	23.07.2026	Mr. Biswapriya Kanungo, human rights activist, appearing for the complainants in Case No.1611 of 2026 is present along with some complainants. Mr. Abhishek Nanda, learned counsel appearing for the Bhubaneswar Development Authority (BDA) is present in virtual mode. Reply of G.A. Department has been received from the Joint Director of Estates -cum- Joint Secretary to Government of Odisha, General Administration & Public Grievance Department vide letter No.19147/CA, dtd.18.06.2024 wherein it is stated that the said land has been recorded in the name of Government since the year 1962 under Orissa Survey & Settlement Act, 1958 and Orissa Survey Settlement Rules, 1962. The Secretary, Bhubaneswar Development Authority has submitted its reply expressing its inability that the order of interim recommendation is not compliable and it would also embolden the land grabbers. However, without going through the question of title and as admitted that some families are residing there in miserable condition under polythene after demolition and since it is Rainy Season and the BDA has not complied	



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Contd..... 23.07.2026		the interim recommendation of this Commission in providing temporary shelter and the prima facie finding that eviction has not been done in accordance to ODA Act which mandates the authority to evict the encroachers adhering to the The Odisha Public Premises (Eviction of Unauthorised Occupants) Act, 1972, this Commission intermly recommends the B.D.A. not to evict the persons who are staying there under temporary shelter till final disposal of this case. However, the interim order shall not entitle them to raise any structure or permanent nature and no other family besides those are presently staying can come and stay there raising temporary structure on the ground that they were also the occupants there in prior to the demolition. It is made clear that if any order is in force contrary to interim order by the Hon'ble High Court or any other competent Court, this order shall not be given effect to. With this order, this case is adjourned to 03.09.2026 for hearing. On that date the Secretary to Government of Odisha, G.A. Department the Secretary, B.D.A., Bhubaneswar, Commissioner, Bhubaneswar Municipal	

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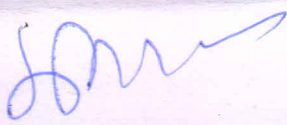
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<u>Contd.....</u> 23.07.2026		Corporation so also the complainants shall remain present either physically or in virtual mode through the link provided in the display board of Official Website of OHRC (ohrc.nic.in) for that date to take up the case by the Chairperson. Let a copy of this order be communicated forthwith to the Secretary to Government of Odisha, G.A. Department, the Secretary, B.D.A., for immediate compliance and the Commissioner, Bhubaneswar Municipal Corporation so also the reply of the B.D.A. and G.A. Department also be furnished to the complainants representatives. Put up on 03.09.2026.  JUSTICE S. PUJAHARI CHAIRPERSON	