

I.A no. 01 of 2023

Arising out of CS 159 of 2023

14.03.2026

The record is put up today on the National Lok Adalat. In the petition dated 24.12.2025 the petitioner has contented that the petitioner has filed the IA No. 1 of 23 under Order 39 Rule 1 and 2, read Section 151 of CPC. In the meantime, due to further developments the petitioner has appointed another counsel and the pleadings in the petition are inadequate for proper adjudication. Therefore, the petitioner wants to not press the existing IA in the present form and wants to withdraw the same with leave to file a better IA petition. No objection is filed by the OPs to the petition.

Perused the record. The plaintiff has filed this suit for declaration, permanent injunction and for other reliefs. The Plaintiff as petitioner has filed the IA No. 1 of 23 against the OPs. The petitioner wants to withdraw the IA in order to file a better application as the pleading in the petition are inadequate. Moreover, the OPs have raised no objection to the petition. Hence considering the nature and circumstances of this case the petition is allowed. The IA No. 1 of 23 is disposed of on being withdrawn. The petition dated 31.01.2025 under Order 39 Rule 7 of CPC becomes infructuous as the IA is disposed of on being withdrawn. The result of the disposal may be uploaded in the NJDG portal and the same may be reflected in the concerned register.

Dictated

sd/-

3rd Addl, C.J.(S.D.), Cuttack.