



IN THE HIGH COURT OF ORISSA AT CUTTACK
CMP No.41 of 2026

***Smt. Pramila Sahoo and
others***

.....

Petitioners

Represented by Adv. -
Ajit Chandra Mohapatra

-versus-

Kanaka Sahoo @ Moharana

.....

Opposite Parties

Represented by Adv. -

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
27.02.2026

Order No.

01. 1. This matter is taken up through Hybrid mode.
2. Heard learned counsel for the Petitioner. Perused the CMP application as well as the prayer made therein.
3. By filing the present application under Article 227 of the Constitution of India, the plaintiff-Petitioners seek to challenge order dated 29.10.2025 passed in F.A.O. No.47 of 2018 by the 2nd Addl. District Judge, Cuttack, thereby dismissing the appeal preferred by the plaintiff-Petitioners due to non-prosecution. Thereafter, the C.M.A. No.43 of 2012 arising out of C.S. No.456 of 2005, which has filed under Order 9 Rule 9 of CPC read with Section 151 of CPC has also been dismissed.
4. Upon hearing of the learned counsel for the Petitioner, this Court is of the view that the matter requires further hearing in presence of the Opposite Party.



5. Hence, issue notice to the Opposite Party by Registered Post/Speed Post with A.D. by fixing a short returnable date. Requisites be filed within three working days.
6. List this matter in the week commencing 30.03.2026.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout