



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No. 265 of 2004

Bhuta Majhi

....

Appellant

*Represented by
Mr. S.P. Mishra, Sr.
Advocate*

-Versus -

Ligu@Suna Murmu and Others

....

Respondents

Represented by

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

12.01.2026

Misc. Case No. 105 of 2015

Order No.
8.

1. This matter is taken up through hybrid mode.
2. In view of the caste certificate of the appellant available on record, he is exempted from paying the court fees, subject to verification of the caste certificate by the State Counsel.
3. A copy of the Interlocutory Application along with the caste certificate be served upon the State Counsel, who shall obtain instructions as regards its veracity.
4. The misc. case is disposed of.

(Sashikanta Mishra)
Judge

I.A. No. 1750 of 2025

Order No.
9.

1. This is an application for condonation of delay in filing the



application for substitution vice the sole appellant, who died on 29.03.2020. The reason for delay has been mentioned under paragraphs-3, 4 and 5 to the effect that the PLRs of the sole appellant were not aware of the pendency of the appeal and only after the respondents attempted to disturb their possession, they came to know of it. They thereafter inquired about the status of appeal and contacted their counsel, who advised them to file application for substitution.

2. Having regard to the grounds cited, this Court is inclined to condone the delay. The I.A. is allowed.

(Sashikanta Mishra)
Judge

I.A. No. 1749 of 2025

Order No.
10.

1. The present application has been filed for setting aside the order of abatement passed against the sole appellant.
2. Considering the submissions made, the prayer is allowed.
3. I.A. is disposed of.

(Sashikanta Mishra)
Judge

I.A. No. 1748 of 2025

Order No.
11.

1. This is an application for substitution of the sole appellant who is said to have died on 29.03.2020.
2. It is stated that the right to sue survives against the LR's of the deceased sole appellant.
3. In such view of the matter, the application for substitution is allowed. The LR's of the deceased-appellant as described in the present application be impleaded as appellant Nos. 1(a) to 1(d).



Consolidated cause title be filed.

4. I.A. is disposed of.

(Sashikanta Mishra)
Judge

RSA No. 265 of 2004

Order No.
12.

1. List this matter on 09.02.2026.

(Sashikanta Mishra)
Judge

BC Tudu