



IN THE HIGH COURT OF ORISSA AT CUTTACK

MATA No.30 of 2017

Sonalisa Satpathy

....

Appellant

Represented By Adv. –
Ms. S. Gumansingh, Advocate

-versus-

Umanath Dash

....

Respondent

Represented By Adv. –
None

CORAM:

THE HON'BLE MR. JUSTICE ARINDAM SINHA

AND

THE HON'BLE MR. JUSTICE M.S. SAHOO

ORDER
16.05.2024

Order No.
07.

1. Ms. Gumansingh, learned advocate appears on behalf of appellant-wife and with reference to order dated 19th March, 2024 submits, pursuant to leave granted thereby requisites were put in for service on present address.

2. We find, the postal article has been returned with endorsement 'left, return to sender'. It was attempt to serve in addition to already good service made. In this connection we reproduce below paragraphs 4 and 5 from our said order dated 19th March, 2023.



“4. Order-sheet reveals service was made on learned advocate, who had appeared on behalf of respondent-husband pursuant to him having lodged caveat. Subsequently, the learned advocate withdrew from the case citing no instruction. Then commenced the exercise of trying to serve respondent-husband again. We make it clear service is complete on respondent-husband on his caveat discharged.

5. List on 15th April, 2024. We make it clear the appeal will be taken up for hearing on adjourned date or thereafter as business of the Court permits, irrespective of representation/ appearance of respondent-husband.”

None appears on behalf of respondent-husband.

3. Appellant-wife had filed the appeal in time being aggrieved by judgment dated 2nd February, 2017, dissolving the marriage at instance of respondent-husband. We note that the statutory bar operates against respondent-husband, from remarrying during pendency of the appeal.

4. The lower Court record be called for. List on 5th July, 2024.

(Arindam Sinha)
Judge

(M.S. Sahoo)
Judge