



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No.50 of 2026

***Sarat Kumar Routray and
others***

.....

Appellants

Represented by Adv. -
Arun Kumar Mishra 2

-versus-

***Mina @ Minati Routray and
others***

.....

Respondents

Represented By Adv. -

CORAM:

MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

17.04.2026

Order No.

02. 1. This matter is taken up through hybrid mode.
2. Heard the 2nd appeal from the learned Counsel for the Appellants on the point of admission.
3. Admit the 2nd appeal on formulation of the following substantial questions of law i.e.:-
- (i) *“Whether, the judgments and decrees passed by the learned Trial Court as well as the learned 1st Appellate Court are not sustainable under law due to non-consideration of the material evidence i.e. Ext.11 and remaining silent in their respective judgments and decrees without whispering/uttering any word in respect of its admissibility or inadmissibility as well as the evidentiary value of the document vide Ext.11,*



*when as per Order 13 Rule 7 of the C.P.C, 1908,
the said Ext.11 was the part of the record.?”*

4. Issue notice to the Respondents.
5. The learned counsel for the Appellants is directed to file requisites within seven working days for issuance of notices to the Respondents through Speed Post.
6. Registry is directed to call for the photo copies of the LCRs of this 2nd appeal.
7. List this matter after four weeks.

(ANANDA CHANDRA BEHERA)
Judge

Binayak