



IN THE HIGH COURT OF ORISSA AT CUTTACK

**RSA No.67 of 2026
CNR No.ODHC010048162026**

Gayadhar Nayak & others **Appellants**

Mr. A.Pattanaik, Advocate

-Versus-

Sidheswar Nayak & others **Respondents**

None

**CORAM:
MR. JUSTICE R.K. PATTANAIAK**

**ORDER
06.08.2026**

Order No.

03.

1. Heard Mr. Pattanaik, learned counsel for the appellant.
2. Instant appeal under Section 100 CPC is filed by the appellants assailing the impugned judgments in C.S. No. 398 of 2013 and RFA No. 34 of 2024 for dismissal of the suit on the grounds stated.
3. The appellants were the defendants before the court of first instance. The suit was instituted by the respondents seeking permanent injunction, demolition of construction made by the appellants and such other ancillary reliefs in respect of suit schedule property and it was decreed on contest and on being challenged in RFA No. 34 of 2024, the same has been confirmed. Before considering the substantial question of law, this Court is inclined to issue notice to the respondents and accordingly, it is ordered.



4. Notice to the respondents by Speed Post with a short returnable date and for the said purpose, the requisites shall be filed by Mr. Pattanaik, the learned counsel for the appellants within next seven days.

5. List on 17th September, 2026 for further orders.

(R.K. Pattanaik)
Judge

I.A. No. 145 of 2026

- 04.
1. Notice as above.
 2. List on the date fixed.

(R.K. Pattanaik)
Judge

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