



IN THE HIGH COURT OF ORISSA AT CUTTACK

MATA No.06 of 2017

***Smita Pattanaik @ Smita
Pattanayak***

....

Appellant

Represented By Adv.-
Miss B. Pati, Advocate

-versus-

Labanyendu Mohanty

....

Respondent

Represented By Adv.-

CORAM:

**THE HON'BLE MR. JUSTICE MANASH RANJAN PATHAK
AND
THE HON'BLE MR. JUSTICE SIBO SANKAR MISHRA**

ORDER

23.02.2026

(Hybrid mode)

Order No.

09.

- 1.** Pursuant to the order dated 05.02.2019 passed in I.A. No.66 of 2018, the appellant took steps to serve the notice on the sole respondent through newspaper publication.
- 2.** According to the learned counsel for the appellant, such notice against the sole respondent was published in the Odia daily newspapers i.e. 'The Samaj' on 02.03.2019 as well as 'The Sambad' on 03.03.2019.
- 3.** In view of the substituted service affected on the application of the appellant, service of notice on the respondent is sufficient. However, none appears on behalf of the respondent.
- 4.** By order dated 05.02.2019, the Coordinate Bench of this Court found that the present appeal had been filed within time and



disposed of Misc. Case No.03 of 2017, filed under Section 5 of the Limitation Act, on 16.08.2019.

5. Later, by order dated 16.08.2019, the appeal was admitted and called for the TCR.

6. The dealing assistant has pointed out that although notice in the admission matter was issued to the sole respondent, the S.R. of said notice has not yet been returned.

7. Issue fresh notice on the sole respondent on the question of admission.

Requisites for issuance of notice by Speed Post/Registered Post with registration and proof of delivery shall be filed within a week.

8. Unutilized copy be utilized for resending the notice to the sole respondent.

9. List after due service of notice upon the sole respondent.
Liberty to mention.

***(Manash Ranjan Pathak),
Judge***

***(Sibo Sankar Mishra),
Judge***