



IN THE HIGH COURT OF ORISSA AT CUTTACK
CMP No.334 of 2026

Sukanti Satpathy

.....

Petitioner

Represented by Adv. -
Anup Udaya Senapati

-versus-

Pravakar Mohapatra & Ors.

.....

Opposite Parties

Represented by Adv. -

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER

Order No.

16.03.2026

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner. Perused the CMP application as well as the prayer made therein.
3. The plaintiff in C.S. No.32 of 2020, pending in the learned Addl. Civil Judge (Sr. Divn), Talcher, has approached this Court by filing the present CMP application under Article 227 of the Constitution of India, challenging the order dated 23.06.2025, whereby the learned trial court rejected the plaintiff-petitioner's application under Order I Rule 10 of the CPC.
4. Learned counsel for the Petitioner at the outset contended that by filing the aforesaid application the plaintiff wanted to implead a third-party purchaser from one of the co-sharers of the joint family property in a suit for partition as parties. Such application having been rejected by the learned trial court, the plaintiff-Petitioner has



approached this Court by filing the present CMP application.

5. Considering the submissions made by the learned counsel for the Petitioner, this Court is of the view that the matter requires further consideration in presence of the Opposite Parties.

6. Hence issue notice to the Opposite Parties by Speed Post with A.D. by fixing a short returnable date. Requisites be filed within three working days.

7. List this matter in the week commencing 4th May, 2026.

I.A. No.340 of 2026

8. As an interim measure, it is directed let the proceedings in suit shall continue, however the same shall not be finally disposed of without the leave of this Court till the next date.

(A.K. Mohapatra)

Judge

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