



IN THE HIGH COURT OF ORISSA AT CUTTACK
CMP No.398 of 2026

M/S. Dalmia Cement (Bharat) Ltd., Tamilnadu ***Petitioner***

Represented by Adv. -
Sarada Prasanna
Sarangi

-versus-

Suresh Kishan @ Ekka ***Opposite Party***

Represented by Adv. -

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

ORDER
24.03.2026

Order No.

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 prayer made therein.
3. After hearing the learned counsel for the Petitioner, this Court is inclined to issue notice to the Opposite Party by keeping the issue of maintainability open. Hence, issue notice to the Opposite Party by Speed post with A.D fixing a short returnable date.
4. Requisites for issuance of notice to the Opposite Party be filed within three working days.
5. List this matter in the week commencing 27.04.2026.



I.A No.409 of 2026

6. Heard learned counsel for the Petitioner.

7. As an interim measure, it is directed that on an application being filed by the Petitioner seeking adjournment for further proceeding in the pending CS No.45 of 2017 in the court of the learned Senior Civil Judge, Rajgangpur. In such eventuality, the learned Trial Court shall do well to adjourn the matter for a period of six weeks.

(A.K. Mohapatra)
Judge

Anil