



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C) No.8186 of 2026**

***Jagannath Mohapatra***

....

***Petitioner***

Mr. Pannaga Bhusan Priyadarsi, Advocate

*-versus-*

***State of Odisha and others***

....

***Opposite Parties***

Ms. Biswabara Dash, Additional Standing Counsel

**CORAM:**

**HON'BLE THE CHIEF JUSTICE**

**AND**

**HON'BLE MR JUSTICE MURAHARI SRI RAMAN**

**ORDER**

**25.03.2026**

**Order No.**

- 01.**
- 1.** In course of the hearing, several documents are sought to be relied upon, which do not form part of the instant writ petition.
  - 2.** A recent trend has developed when the writ petitions are filed containing the documents but at the time of the admission of the same, certain documents are sought to be relied upon which do not form integral part of the pleadings. Such trend should be deprecated for simple reason that other side cannot be put on surprise as the copy of the writ petition, which is served upon the other side, does not contain such documents.
  - 3.** The importance of the pleadings in an adversarial adjudication cannot be abridged nor whittled down and if a litigant is



permitted to use the documents taking out from its possession, which the other side was not confronted with, it will tantamount to steal the march and adequate opportunity to defend shall be deemed to have been denied.

4. Though the pleadings have been made and documents in support thereof are annexed to the writ petition, but the important document which clinches an issue involved in the writ petition is sought to be relied upon by placing at the Bar, which is neither verified nor partake a character of an integral part of the pleadings.

5. Since justice is paramount and the lapses and the laches as perceived should not stand in the way of the litigant in getting justice, we, thus, permit the petitioner to file an application for amendment of the writ petition within a week from date.

6. List this matter on 15<sup>th</sup> April, 2026.

***(Harish Tandon)***  
***Chief Justice***

***(M.S. Raman)***  
***Judge***