



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 16521 of 2016

Abdul Ahad Alias Abdul Ahad Khan ***Petitioners***
and others

Miss Ashwariya Dash, Advocate
on behalf of Mr. Debasis Tripathy, Advocate

-versus-

Sayed Jamal Sahed and others ***Opp. Parties***

Mr. K.M.H.Niamati, Advocate
(For Opposite Party No.4)

CORAM:

MR. JUSTICE K.R. MOHAPATRA

MR. JUSTICE V. NARASINGH

ORDER

23.12.2024

Order No.

IA No.14849 of 2024

11. 1. This matter is taken up through hybrid mode.
2. This is an application for substitution of Opposite Party Nos.1 and 2, who died since 2021 and 2017 respectively.
3. Notices issued to the proposed legal heirs of deceased Opposite Party Nos.1 and 2 is back after valid service. Hence, notice on them is treated to be sufficient. However, none appears on their behalf at the time of call.
4. Considering the submissions made learned counsel for the parties, substitution vice deceased Opposite Party Nos.1 and 2 is allowed. Proposed legal heirs as per the schedule appended to the IA shall be arrayed as Opposite Party Nos.1 (a) to 1(c) and Opposite Party Nos.1 (a) to 1(d).



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5. Consolidated cause title shall be filed by 2nd January, 2025, as undertaken by Miss Dash, learned counsel for the Petitioners.
6. The IA stands disposed of accordingly.

(K.R. Mohapatra)
Judge

(V. Narasingh)
Judge

12. **W.P.(C) No. 16521 of 2016**

1. Mr. Niamati, learned counsel for Opposite Party No.4 submits that he has not received a copy of the brief, as yet.
2. A copy of the brief along with a copy of the consolidated cause title shall be served on Mr. Niamati, learned counsel for Opposite Party No.4 by 2nd January, 2025, as undertaken by Miss Dash, learned counsel for the Petitioners.
3. Requisites for issuance of notice in the writ petition on the newly added parties by registered post with AD shall be filed by 3rd January, 2025.
4. Put up this matter on 17th February, 2025.

(K.R. Mohapatra)
Judge

(V. Narasingh)
Judge