



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.470 of 2014

***Chaguli Ojha @ Chuguli Ojha
& another***

.....

Petitioners

Represented by Adv. –
Mr. Maheswar Mohanty

-versus-

Manoranjan Pradhan & another

.....

Opposite Parties

Represented by Adv. –

Mr. Himanshu Sekhar
Panda

CORAM:

MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

26.03.2026

Order No.

18. 1. This matter is taken up through hybrid mode.

2. As per the judgment dated 25.07.2025 passed in CMP No.470 of 2014 arising out of C.S. No.778 of 2003-I, learned Senior Civil Judge-cum-A.S.J, Soro was directed to dispose of the petition under Section 4 of the Partition Act, 1893 within a period of three months since 25.07.2025.

3. Learned Senior Civil Judge-cum-A.S.J., Soro as per her letter dated 16.03.2026, she has specifically stated that the case record was posted to 02.02.2026, 21.02.2026, 02.03.2026, 07.03.2026, 11.03.2026 and 16.03.2026 for further evidence, but due to non-availability of the counsel for the Opposite Party, further evidence could not be completed and for which the petition under Section 4 of the Partition Act



could not be disposed of within the stipulated period fixed by this Court in spite of every possible steps being taken.

4. Granting of adjournment to the party on the ground of absence of his learned counsel in six dates continuously is not a reasonable ground for non-compliance of the direction of this Court.

If the learned counsel for the party is absent in the 1st or 2nd date, then other counsel could have been engaged. For which on that ground the learned Senior Civil Judge-cum-A.S.J., Soro should not have avoided to comply the direction of this Court passed in CMP No.470 of 2014.

5. Therefore, the learned Senior Civil Judge-cum-A.S.J., Soro is directed to dispose of the petition under Section 4 of the Partition Act by the end of April, 2026 positively.

6. Registry is directed to communicate a copy of this order immediately to the learned District Judge, Blasore as well as to the learned Senior Civil Judge-cum-A.S.J., Soro to comply the aforesaid direction within the stipulated time.

(ANANDA CHANDRA BEHERA)
Judge

Pradeep