



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.682 of 2026

Pranakrushna Behera & Anr.

.....

Petitioners

Represented by Adv. -
Khirood Kumar Swain

-versus-

The State of Odisha & Anr.

.....

Opposite Parties

Represented by Adv. -
Sasmita Nayak, A.S.C.

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

27.04.2026

Order No.

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioners. Perused the CMP application as well as the prayer made therein.
 3. By filing the present application, the plaintiffs in CS No.352 of 2017 pending in the court of learned Civil Judge (Senior Division) (LR & LTV), Jagatsinghpur have approached this Court by filing the present CMP application.
 4. Learned counsel for the Petitioners at the outset contended that the application of the plaintiffs under Order 6 Rule 17 has been rejected erroneously by the learned trial court.
 5. Considering the submissions made by learned counsel appearing for the Petitioners, this Court is inclined to issue notice



to the Opposite Parties.

6. Smt.Sasmita Nayak, learned Additional Standing Counsel accepts notice on behalf of the Opposite Party No.1.

7. Since soft copy of the CMP petition has already been uploaded in the LMS Portal, no hard copy of the CMP petition is required to be served on the learned Additional Standing Counsel. Soft copy of the CMP petition, which has been uploaded in the LMS Portal, be utilized for issuance of notice to the Opposite Parties by the learned Additional Standing Counsel.

8. Notice to the Opposite Party No.2 by Speed post with A.D fixing a short returnable date. Requisites for issuance of notice be filed within three working days.

9. List this matter in the week commencing 06.07.2026.

LA No.709 of 2026

10. Heard learned counsel for the Petitioners.

11. As an interim measure, it is directed that on an application being filed by the Petitioners seeking adjournment for further proceeding in the pending CS No.352 of 2017 in the court of the learned Civil Judge (Senior Division) (LR & LTV), Jagatsinghpur. In such eventuality, the learned Trial Court shall do well to adjourn the matter for a period of ten weeks.

(A.K. Mohapatra)
Judge

Anil