



IN THE HIGH COURT OF ORISSA AT CUTTACK
CMP No.684 of 2026

Raghunath Gochhikar

.....

Petitioner

Represented by Adv. -
Asok Mohanty, (Sr. Adv.)

-versus-

Bhitarchha Bhabani Sankar
Pujapanda @ Mohapatra

.....

Opposite Parties

Represented by Adv. -

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

ORDER
06.05.2026

Order No.

01. 1. This matter is taken up through Hybrid mode.
2. 2. Heard Mr. Asok Mohanty, learned Senior Counsel for the Petitioner. Perused the CMP application as well as the prayer made therein.
3. 3. The Petitioner, who is the plaintiff in C.S. No.588 of 2015 pending in the court of learned Civil Judge (Senior Division), Puri, has approached this Court challenging order dated 19.02.2026 at Annexure-4 to the CMP application.
4. 4. Learned Senior Counsel appearing for the Petitioner at the outset contended that the learned trial Court by virtue of the order dated 19.02.2026 at Annexure-4 has accepted the written statement filed by the defendant more than a decade after filing of the suit. Learned Senior Counsel for the Petitioner at the outset, referring to the impugned order dated 19.02.2026, contended before this Court



that the learned trial Court has given a reason that in view of the principle of natural justice and to provide an opportunity of hearing to the defendant the W.S. filed by the defendant belatedly was accepted. He further contended that the same is not a ground to accept the W.S.

5. Considering the submission made by the learned Senior Counsel appearing for the Petitioner, this Court is of the view that the matter requires further examination in presence of the Opposite Party. Hence, issue notice to the Opposite Party by Speed Post with A.D. by fixing a short returnable date. Requisites be filed within three working days.

6. List this matter in the week commencing 29.06.2026.

I.A. No.727 of 2026

7. .Heard.

8. Notice as above.

9. Accept one set of process fee.

10. As an interim, it is directed that on an application being filed by the Petitioner seeking adjournment in C.S. No.588 of 2015, the learned trial Court shall do well to adjourn the matter for a period of eight weeks.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout