



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.13293 of 2026

Mamata Rani Barik

....

Petitioner

Mr. Satyajit Mohapatra, Advocate

-versus-

Pritam Barik

....

Opp. party

**CORAM:
JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER
07.05.2026
*Hybrid Mode***

**Order No.
01.**

1. Learned counsel for the petitioner is heard at some length.

The petitioner-wife in the marriage is before this Court challenging the order dated 19.03.2026 passed by the learned Judge, Family Court, Baripada, Mayurbhanj in C.P. No.286 of 2024 rejecting the application filed by the present petitioner, who is the opposite party before the learned Judge, Family Court under Order VII Rule 11 of C.P.C. inter alia seeking rejection of plaint purportedly on the ground of *res judicata*.

2. The learned counsel for the petitioner has referred to the judgment dated 06.08.2022 passed in C.P. No.92 of 2018 (Annexure-1). He is also apprised of the position in law that Section 13 of the Hindu Marriage Act contemplates a situation of filing of application on the ground of cruelty and desertion which can be repeated



occurrence and each occasion shall lead to a cause of action. He seeks and has adjournment.

3. List for 'Fresh Admission' in the week commencing 29.06.2026.

(Mruganka Sekhar Sahoo)
Judge

Gs

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