



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**CMP No.1063 of 2025**

***Bhagirathi Parida***

***..... Petitioner***

**Mr. S.S.Bhuyan, Advocate**

***-versus-***

***Basanti Behera & Ors.***

***..... Opposite Parties***

**Mr. G.Madani, Advocate**

**CORAM:  
SHRI JUSTICE B. P. ROUTRAY**

**ORDER  
09.10.2025**

**Order No.**

04. 1. Heard Mr. Bhuyan, learned counsel for the Petitioner and Mr. Madani, learned counsel for the Opposite Parties.
2. It is seen that the order dated 26<sup>th</sup> April 2025 allowing the prayer for amendment of the Plaintiff in C.S. No.613 of 2012 is subject matter of challenge in present CMP.
3. In course of hearing, it is admitted at the bar that before allowing the prayer for amendment of the Plaintiff, the Defendant who is present Petitioner was not granted opportunity to file his written objection. As such, the impugned order dated 26<sup>th</sup> April 2025 is set aside and the learned Trial Court is directed to reconsider the prayer of the Plaintiffs afresh in terms of petition dated 9<sup>th</sup> April 2025



after granting opportunity to the Defendant for filing the written objection and granting opportunity of hearing to both parties.

4. The CMP is disposed of with aforesaid observations and directions.

**( B.P. Routray )**  
**Judge**

*S.Das*