



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.21085 of 2026

Amiya Mohan Dash* *Petitioner

Mr. Sandeep Raj Panda, Advocate

-versus-

Aparna Tripathy* *Opp. Party

**CORAM:
JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER
09.07.2026
(Hybrid Mode)**

Order No.

- 01.** 1. The learned counsel for the petitioner is heard at some length.
- 2.** The petitioner is the opposite party in the C.P. No.632 of 2024 pending adjudication before the learned Judge, Family Court, Cuttack.

The present writ application is filed challenging the order dated 19.02.2026 rejecting the petition filed by the present petitioner-opposite party in the C.P. seeking appearance through video conferencing, which has been rejected.

- 3.** The C.P. has been filed by the wife in the marriage U/s.13(1)(i-a) seeking dissolution of the marriage between the parties and grant of decree of divorce. To reject the prayer of the present petitioner-opposite party,



the learned Judge, Family Court has given the following reasons:

"I have already heard both the parties at length. Perused the case record and connected materials available with it. On perusal of the case record, it reveals that the respondent has filed his objection and the petitioner has also filed her evidence affidavit before this court. Though the respondent files the petition seeking his appearance through video conferencing from out side of the country but he has not specifically mentioned about the Country name and place of his stay details. That apart, he has specifically made a prayer to appear in the conciliation through video conferencing. In the mean time counselling report received by this Court with a remark that the respondent did not appear on the date fixed for counselling and not made any prayer before the counselor to appear through video conferencing. So filing of this petition without any authentic particular is not sufficient to allow him to appear through video conferencing without any specific address, remote point and coordinator engaged therein and specific reason for his non-appearance. Hence, the petition deserves no positive consideration, as such, the same stands rejected."

4. It is submitted that the petitioner is facing immense difficulty to appear as he studies in U.S.A. with a student VISA which is to be extended till he gets a job and he has to look for a job immediately after his period of study. He cannot travel to India to attend the matter at Cuttack as his study and search of job in U.S.A. would be impacted.

5. The facts stated by the learned counsel for the petitioner appear to be correct and which have a impact on the petitioner appearing before the learned Judge, Family Court, Cuttack.



However, the reasons given by the learned Judge, Family Court in order dated 19.02.2026 in rejecting the petition dated 18.03.2025 prima facie appear to be just and proper.

6. In such a scenario, it is directed that the C.P. No.632 of 2024 pending before the learned Judge, Family Court, Cuttack shall be adjourned beyond 17.08.2026 as would be convenient to the learned court in seisin of the matter upon a prayer being made for the said purpose.

7. The present petition shall be listed under the heading 'For Orders' in the week commencing 10.08.2026.

(Mruganka Sekhar Sahoo)
Judge

Radha