



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

**MACA No. 988 of 2025**

***Oriental Insurance Co. Ltd., ...  
Bargarh***

***Appellant***

*Mr. S.R. Ojha, Advocate*

*-versus-*

***Binodini Suna & Others ...***

***Respondents***

*Mr. K.C. Nayak, Advocate (R-1 to 3)*

**CORAM:  
JUSTICE G. SATAPATHY**

**ORDER(ORAL)**

**09.01.2026**

**I.A. No. 2145 of 2025 & MACA No. 988 of 2025**

**Order No.**

**03.**

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. The present Interlocutory Application in I.A. No. 2145 of 2025 U/S.5 of the Limitation Act, 1963 has been filed by the appellant-petitioner to condone the delay of 199 days in preferring the appeal.
3. Heard Mr. S.R. Ojha, learned counsel for the appellant-petitioner and Mr. Kapila Charan Nayak, learned counsel for the respondent-OP Nos. 1 to 3 in the matter and perused the record, but none appears for R-4 despite valid service of notice.
4. After hearing the learned counsel for the parties and on going through the averments taken in the I.A., since there is no written objection to the delay in preferring the appeal and this Court finding the delay to be neither intentional nor deliberate,



considers it proper to condone the delay, but subject to payment of cost of Rs.2,000/- to R-1 to 3 within 15 days.

5. Accordingly, list this matter on 27<sup>th</sup> February, 2026 for production of proof towards payment of cost to R-1 to 3.

**(G. Satapathy)**  
**Judge**

**S.Sasmal**