



IN THE HIGH COURT OF ORISSA AT CUTTACK
MACA No.636 of 2023

***Manjubala Prusty &
Others***

....

Appellants
Mr. S.K. Pradhan-3,
Adv.

-versus-

Ajay Martha & Another

....

Respondents
Mr.G.P. Dutta, Adv.
(for Res. No.2)

COROM:
JUSTICE BIRAJA PRASANNA SATAPATHY

Order
No. 3.

ORDER
17.07.2025

1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel appearing for the parties.
3. Since notice on Respondent No.1 has come back with the endorsement “refused”, notice against the Respondent No.1 is treated as “sufficient”.
4. Placing reliance on decision of the Karnatak High Court in Misc. First Appeal No.2850 of 2017 so confirmed by the Apex Court in Special Leave (Civil) Diary No.22411 of 2025, learned counsel appearing on behalf of Respondent No.2 contended that the appellant



is not liable to pay the compensation and the same has been rightly saddled on the owner-Respondent No.1.

5. Mr. S.K. Pradhan, learned counsel appearing for the appellants prays for some time to come prepared to argue on the points raised by the learned counsel appearing on behalf of the Respondent-company.

6. List this matter on 31.07.2025.

(Biraja Prasanna Satapathy)
Judge

sangita