



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No.402 of 2025

Basanta Kumar Dora

.....

Appellant

Represented by Adv. -
Rabi Narayan Behera

-versus-

Sulochana Hazari and others

.....

Respondents

Represented by Adv. -

RSA No.388 of 2025

Suprava Dora

.....

Appellant

Represented by Adv. -
Gajendranath Rout

-versus-

Sulochana Hazari and others

.....

Respondents

Represented by Adv. -

CORAM:

MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

23.03.2026

Order No.

04. 1. These matters are taken up through hybrid mode.
2. Heard the 2nd appeals from the learned Counsels for the Appellants on the point of admission.
3. Admit the 2nd appeals on formulation of the following substantial questions of law i.e.:-
- (i) “*Whether, the Plaintiff/Respondent No.1 being the daughter of the Respondent No.5(Defendant No.1) has right to seek partition of the suit properties, which were allotted in favour of her father i.e. Defendant No.1*”



(Respondent No.5) in a partition of his ancestral properties between him and his brothers?”

(ii) “Whether, during the lifetime of the Defendant No.1 (Respondent No.5) in the 2nd appeal, the Plaintiff/Respondent No.1 has right to seek partition of the ancestral properties, which was allotted in favour of her father (Defendant No.1) in a partition of his ancestral properties between him and his brothers?”

(iii) “Whether, the judgment and decree passed by the learned 1st Appellate Court for reopening the suit for partition impleading the sisters of the Defendant No.1 is sustainable under law?”

4. Issue notice to the Respondents.
5. The learned counsel for the Appellant is directed to file requisites within seven working days for issuance of notice to the Respondents through Speed Post.
6. Registry is directed to call for the photo copies of the LCRs of these 2nd appeal.
7. List these matters in the Month of September, 2026.

(ANANDA CHANDRA BEHERA)
Judge

05. **I.A. No.1060 of 2025 & I.A. No.982 of 2025**

1. The final decree proceeding arising out of the judgment and decree passed in the suit for partition vide C.S. No.366 of 2016 shall continue in its all respect except the sealing and signing.



2. List these I.As. in the Month of September, 2026 for objection and hearing.
3. Urgent certified copy of this order be granted to the Appellant on proper application.

(ANANDA CHANDRA BEHERA)
Judge

Binayak