



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.1355 of 2026

CNR No. ODHCO10605332026

Alok Chandra Lenka

.....

Petitioner

Represented by Adv. –
Mr. Pratap Keshari
Deo

-versus-

***Sakhi Dei @ Sankilata
Moharana and others***

.....

Opposite Parties

CORAM:

MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

13.10.2026

Order No.

- 02.
1. This matter is taken up through virtual mode.
 2. Heard the learned counsel for the Petitioner. Perused the impugned order dated 17.04.2026, at Annexure-5, passed by the learned Civil Judge (Senior Division), Jajpur Road in Interim Application No.149 of 2025, arising out of Civil Suit No.203 of 2025.
 3. On perusal of the impugned order dated 17.04.2026, it appears that the impugned order was passed considering an application filed by the Plaintiff under Order-39 Rule-1 & 2 of the C.P.C., arising out of C.S. No.297 of 2024.
 4. The order dated 17.04.2026 disposing of the application under Order-39 Rule-1 & 2 of C.P.C. is an appealable order under Order-43 Rule-1(r) of the C.P.C.



5. In such view of the matter, the CMP is permitted to be withdrawn with liberty to the Petitioner to approach the Appellate Court by filing an appeal.

6. Certified copy of the impugned order be returned to the Petitioner by substituting the same with an attested Xerox copy thereof.

(A.K. Mohapatra)
Judge

Debasis

Signature Not Verified

Digitally Signed
Signed by: DEBASIS AECH
Designation: SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 14-Oct-2026 16:46:56

