



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.25087 of 2025

Mamata Mahapatra and Anr. Petitioner (s)

M/s. Biraja Sankar Mishra, Adv.

-versus-

Suman Prasad Sharma & Anr.

Opp. Party (s)

None

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

Order

ORDER

No.

04.12.2025

05.

1. This matter is taken up through hybrid arrangement.
2. It apparent from the record that the Petitioners had taken fresh steps for issuance of notice on the Opposite Parties. However, office note shows that undelivered notice returned from O.P. No.1 with the report “addressee left without any instruction”. Today also none appears on behalf of the Opposite Parties at the time of call.
3. Heard learned counsel for the Petitioners.
4. The Petitioners/claimants, in this Writ Petition, challenge the orders dated 18.12.2023 passed by the learned 4th Motor Accident Claims Tribunal, Puri in M.A.C. No.448 of 2016 rejecting their petition to mark certain documents as exhibit from their side.
5. Learned counsel for the Petitioners submits that the court below has rejected the petition of the Petitioners on the ground that the Petitioners had come up with that petition at the final stage of the proceedings without explaining the reason for not filing of such documents earlier. He further submits that the rejection order of the court below is against



the procedure for adjudication of motor accident claims cases as two original and public documents were filed by the Petitioners/ claimants for proper adjudication of the case.

6. Since the Petitioners/ claimants had filed the original copies of certain documents for proper adjudication of the case, learned 4th Motor Accident Claims Tribunal, Puri erred in rejecting the petition filed by the Petitioners/ claimants to mark those documents as exhibits. Accordingly, this Court sets aside the impugned order passed by the learned 4th Motor Accident Claims Tribunal, Puri in M.A.C. No.448 of 2016. Learned 4th Motor Accident Claims Tribunal, Puri is also directed to accept the documents and mark as exhibits for proper adjudication of M.A.C. No.448 of 2016.
7. Accordingly, this Writ Petition is disposed of.
8. Interim order, if any, passed earlier stands vacated.

(Dr. Sanjeeb K Panigrahi)
Judge

B. Jhankar