



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRP(C) No.335 of 2024

Manisha Nayak

....

Petitioner

Mr. S.K. Nayak, Adv.

-versus-

Subhasis Nayak

....

Opposite Party

Ms. J. Sarkar, Advocate

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

19.12.2024

Order No.

02.

This matter is taken up through hybrid mode.

2. Heard learned Counsel for the parties.

3. During hearing, learned Counsel for the Petitioner submits, though the Opposite Party-Husband has filed C.P. No.288 of 2023 for restitution of conjugal rights, the Petitioner is not willing to stay with her husband because of the reasons detailed in the application for divorce filed before the Court of Judge, Family Court, Bhadrak, which has been registered as C.P. No.34 of 2024. Apart from that, the Petitioner-wife has also filed an application under section 125 Cr.P.C. before the same Court for interim maintenance, which has been registered as Crp. No.31 of 2024.



4. Learned Counsel for the Petitioner further submits, on being noticed, the Opposite Party has appeared in those cases, which are pending before the Judge, Family Court, Bhadrak.

5. However, since the Petitioner-wife has also filed an application for divorce, on being suggested by this Court, learned Counsel for the parties are ready and willing to ask their respective clients for dealing between the parties to be held before the learned Mediator for deciding the terms of divorce.

6. Accordingly, the matter is referred to the High Court Mediation Centre, enabling the parties to resolve the dispute amicably.

7. Both the parties are directed to appear before the learned Mediator on 10.01.2025, at 2.00 P.M., at the High Court Mediation Centre, Aain Seva Bhawan, Cuttack unfailingly along with their Counsels and make an endeavour to settle the matter amicably.

8. Learned Mediator is requested to submit the mediation report before the next date of listing.

9. The matter be listed in the week commencing from 20th January, 2025.

10. Registry is directed to communicate a copy of this order to the Coordinator, High Court Mediation Centre, Cuttack to do the needful, as observed above.

11. Learned Counsel for the parties are requested to ensure presence of the parties before the learned Mediator on the date and time, as detailed above.



12. Interim order passed earlier shall continue till the next date.

13. Urgent certified copy of this order be granted on proper application as per rules.

Kanhu

(S.K. Mishra)
Judge

Signature Not Verified

Digitally Signed
Signed by: KANHU BEHERA
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack.
Date: 20-Dec-2024 18:12:43

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