



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.31156 of 2025

Tamista Mishra

Petitioner
....
Mr. M.K. Mohapatra, Advocate

-versus-

Amit Kumar Mishra

Opposite Party
....

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

11.11.2025

**W.P.(C) No.31156 of 2025 &
I.A. No.19315 of 2025**

Order No.

01.

This matter is taken up through hybrid mode.

2. Heard learned Counsel for the Petitioner.

3. This writ petition has been preferred challenging the order dated 25.09.2025 passed by the learned Judge, Family Court-II, Bhubanewar in I.A. No.30 of 2024, arising out of C.P. No.726 of 2024.

4. Learned Counsel for the Petitioner submits, though the Petitioner has filed an application for maintainability of the proceeding in C.P. No.726 of 2024 before the learned Judge, Family Court-II, Bhubaneswar on the ground of lack of territorial jurisdiction, the learned Court below, without disposing of such application, has directed the Petitioner to produce the child on the date fixed. Hence, being aggrieved by such order, the present writ petition has been preferred by the Petitioner.

5. Though this Court is not inclined to entertain the writ petition at this stage, learned Counsel for the Petitioner



submits, there is every possibility of resolving the dispute and differences between the parties amicably. Hence, notice be issued to the Opposite Party, on whose appearance the matter can be referred for mediation.

6. In view of such submission made by the learned Counsel for the Petitioner, issue notice to the Opposite Party on admission and stay by Speed Post with A.D. fixing a short returnable date, indicating therein that the matter is likely to be disposed of at the stage of admission. Requisites be filed by 13.11.2025.

7. Accept one set of process fee.

8. The matter be listed in the week commencing from 15th December, 2025.

9. As an interim measure, the Petitioner is permitted to move an application for an adjournment in C.P. No.726 of 2024, which is said to be posted on 15.11.2025.

10. It is made clear that if such an application is moved, the learned Court below shall adjourn the proceeding to any date beyond the week commencing from 15.12.2025.

11. Tracking report of notice to the Opposite Party be kept on record before the next date of listing.

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

Banita

(S.K. MISHRA)
JUDGE