



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P. (C) No.31600 of 2025

Arun Kumar Behera and others ***Petitioners***

Mr. Amit Prasad Bose, Advocate along with
Ms. R. Chatterjee, Advocate

-versus-

Kalandi Sahoo @ Kalandi Behera and others ***Opp. Parties***

CORAM:
JUSTICE MRUGANKA SEKHAR SAHOO

ORDER
09.02.2026
(Hybrid Mode)

Order No.

- 01.** 1. The petitioners are before this Court challenging the order dated 11.02.2023 passed in C.S. No.253 of 2023 by the learned Senior Civil Judge, Bhubaneswar, before the National Lok Adalat and the subsequent drawing of final decree dated 11.02.2023.
- 2.** Heard learned counsel for the petitioners.
- 3.** It is submitted that there has been several litigations involving the suit schedule property. C.S. No.1990 of 2011, one of them is the one out of which present petition emanates. Another suit C.S. No.253 of



2023 was filed by the opposite party no.1 as plaintiff opposite party no.2 being arrayed as defendant.

The essence of the submission of the learned counsel for the petitioners is that C.S. No.253 of 2023 has been filed and judgment passed without impleading the present petitioners as parties resulting in the judgment and decree without their participation.

4. The genealogy as provided in various plaints in various suits have been annexed to the writ petition as annexures.

It is submitted description of the parties if compared to the cause title of the present petition, cause title at page 11 in C.S. No.1990 of 2011, the genealogy at page 17 in C.S. No.1990 of 2011, cause title at page 20 of the writ petition i.e. Civil Suit No.253 of 2023 and as part of the plaint in C.S. No.253 of 2023, the genealogy as provided at page 24; the present petitioners are necessary parties in the suit i.e. C.S. No.253 of 2023 which has not been done.

5. Issue notice along with this order to the opposite parties.

Requisites for issuance of notice by Speed Post with registration and proof of delivery shall be filed within seven working days. Returnable date be fixed to 17th March, 2026.

6. List in the week commencing 16.03.2026. Liberty to mention.



I.A. No.19533 of 2025

7. Heard learned counsel for the petitioners. He reiterates his submissions as noted above.

Issue notice as above.

Accept one set of process fee as well as postal requisites along with the writ petition.

8. As an interim measure, it is directed that the operation of the impugned judgment and decree dated 11.02.2023 in C.S. No.253 of 2023 by the learned Senior Civil Judge, Bhubaneswar passed in National Lok Adalat shall not be given effect to till 24.03.2026.

9. List in the week commencing 16.03.2026.

Liberty to mention.

(Mruganka Sekhar Sahoo)
Judge

Jyotsna

Signature Not Verified

Digitally Signed
Signed by: JYOSTNARANI MAJHEE
Reason: Authentication
Location: OHC
Date: 13-Feb-2026 17:58:02

