



IN THE HIGH COURT OF ORISSA AT CUTTACK

MACA No.395 of 2021

The Manager(Claim), Future ... Appellant
Generali India Insurance Co.
Ltd., Bhubaneswar

Mr. A.A. Khan, Advocate

-versus-

Mariyam Raita and Others ... Respondents

Mr. P.K. Mishra, Advocate (R. Nos.1 to 5)

Mr. G.P. Dutta, Advocate (R.8)

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
30.10.2024

Order No.

11.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. After hearing the learned counsel for the appellant, the appeal is found to have been not dismissed U/O.XLI Rule-11 of the CPC and it is required to be proceeded in terms of the procedure U/O.XLI Rule-12 of the CPC. Mr. Pradeep Kumar Mishra, learned counsel has already entered appearance for claimants-Respondent Nos.1 to 5 and Mr. G.P. Dutta, learned counsel has entered appearance for Respondent No.8-Bajaj Allianz General Insurance Co. Ltd., but although order was passed for taking substituted service against Respondent No.6, no order has been made to that effect.
3. However, Mr. Adam Ali Khan, learned counsel for the appellant submits that he has already taken



steps and notice has already been published in daily newspaper "The Samaj" on 04.09.2022.

4. Accordingly, Mr. Khan is requested to file an affidavit along with that copy of the newspaper by next date.

5. List this matter on 11th November, 2024.

(G. Satapathy)
Judge

S. Sasmal