



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No. 442 of 2024

***M/s. Tata Power Southern
Odisha Distribution Limited
(TPSODL), Berhampur and
Others***

....

Appellants

*Represented by
Mr. A.K. Mishra, Advocate*

-Versus -

Kumari Padhy and another

....

Respondents

Represented by

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

18.12.2025

Order No.

3.

1. This matter is taken up through hybrid mode.
2. Heard Mr. A.K. Mishra, learned counsel for the appellants.
Perused the impugned judgments.
3. Considering the submissions and the grounds raised, the second appeal is admitted on the following substantial questions of law:-

i. Whether the learned Courts below are correct in their approach in ignoring the exhibits containing the statutory enquiry report prepared U/s.161 of the Electricity Act, 2003 particularly when authors of those documents under Exhibit-B and Exhibit-B and Exhibit-C have been examined and cross examination?

ii. Whether the learned Trial Courts below are correct in accepting the documents like the final form of the Police and the post-mortem report while ignoring the



statutory report prepared U/s.161 of the Electricity Act, 2003 by the authority of the Government who has no direct relationship with the Appellants and grant compensation on a completely different premises?

4. Issue notice to the respondents by speed post fixing a short returnable date. Requisites be filed within three working days.
5. List this matter in the week commencing 13th March, 2026.

(Sashikanta Mishra)
Judge

BC. Tudu