

IN THE HIGH COURT OF ORISSA AT CUTTACK

MATA No.244 of 2022

Shakti Prasad Mishra

.....

Appellant

Mr. S.P. Dash, Advocate

-Versus-

Upasana Panda

.....

Respondent

CORAM:

JUSTICE S. TALAPATRA

JUSTICE SAVITRI RATHO

ORDER

09.01.2023

I.A. No.284 of 2022

Order Nos.

02.

1. This matter is taken up through Hybrid Mode.
2. Heard Mr. S.P. Dash, learned counsel appearing for the appellant.
3. As per the Stamp Reporter's report, there is no delay. Notwithstanding that, the appellant has filed this application for condoning the delay of 60 days.
4. According to us, the Stamp Reporter's report is based on a decision of this Court where, it has been held that even in the case of an appeal from the Court of the Judge, Family Court, 90 days will be the period of limitation for preferring the appeal.
5. Be that as it may, that judgment still is in force.
6. In our considered opinion, we should also hold that there is no delay.

7. In view of the above observation, this application stands disposed of.

(S. Talapatra)
Judge

(Savitri Ratho)
Judge

MATA No.244 of 2022

- 03.
1. Heard Mr. S.P. Dash, learned counsel appearing for the appellant.
 2. In view of the order passed in I.A. No.284 of 2022, this appeal is taken up for consideration.
 3. Admit.
 4. Call for LCRs, scanned or photocopies.
 5. Issue notice.
 6. Notice is made returnable on 21.02.2023.
 7. Steps for service of notice on the respondent shall be taken within 13.01.2023 by Registered Post with A.D.
 8. The Registry is directed to procure the LCRs by the returnable date.

(S. Talapatra)
Judge

(Savitri Ratho)
Judge



