

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.33861 of 2023

Usharani Mishra

.....

Petitioner

Ms. S. Dash, Advocate

Vs.

***Kotak Securities Ltd., Mumbai
and others***

.....

Opposite Parties

*Mr. R. Panigrahi, Advocate
(for O.P. No.2)*

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

30.11.2023

Order No.

2.

The matter is taken up through hybrid mode.

2. Learned Counsel for the for the Petitioner and O.P. No.2 are present.

3. Mr. A. Sadangi, learned Counsel is present and submits, he has instruction to represent Opposite Party No.3 and undertakes to file Vakalatnama duly executed in his favour by 01.12.2023. Learned Counsel for the Petitioner is directed to serve a copy of the Writ Petition on Mr. Sadangi by 01.12.2023.

4. Mr. Sadangi prays for two weeks' time to file Counter. The same is allowed.

5. Counter Affidavit be filed by 15.12.2023 after serving copy of the same on the learned Counsel for the Petitioner, who may file Rejoinder Affidavit, if any, within a week thereafter.

6. At this stage, Mr. Panigrahi, learned Counsel for the Opposite Party No.2 submits, this Writ Petition is the outcome of Order dated

16.08.2023 passed by the coordinate Bench in W.P.(C) No.19082 of 2023. In the said case, though his client was duly noticed, before rendering appearance, the coordinate Bench passed the said Order dated 16.08.2023 in W.P.(C) No.19082 of 2023.Hence, his client has already filed an application for review of the said order, which has been registered as RVWPET No. 432/2023.

7. Mr. Panigrahi submits, the said application is yet to be moved before the coordinate Bench. He further submits, if the said review application is entertained by the concerned Bench, the present Writ Petition will automatically become infructuous. Accordingly, Mr. Panigrahi prays to list this matter after disposal of the Review Petition. The said submission of Mr. Panigrahi is not disputed by the learned Counsel for the Petitioner.

8. Accordingly, the Writ Petition stands adjourned sine die giving liberty to the Parties to move for listing of this matter after disposal of the Review Petition.

(S.K. MISHRA)
JUDGE

padma