



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMAPL No.422 of 2024

***Managing Committee Of
Karapada High School ,
Karapada , Ganjam***

.....

Petitioner

Represented by Adv. -
Akshaya Ku
Pandey,m/s. Durgesh
Narayan Rath, Amit
Kumar Saa, Abhisek
Pal

-versus-

State Of Odisha and others

.....

Opposite Parties

Mr. D.K. Sahoo, AGA

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

19.03.2026

Order No.

01. **I.A No.580 of 2024**

1. This matter is taken up through Hybrid mode.
2. Heard.
3. It is contended that the appeal was dismissed on 23.06.2023 and the said fact was never intimated to the Petitioner by the engaged counsel. Only on verification when it came to the knowledge of the Petitioner that the appeal has been dismissed for non-prosecution, the present application for restoration was filed with the I.A. seeking condonation of delay.



4. It is contended that since for the laches of the engaged counsel, the Appeal was dismissed for non-prosecution and the same was never intimated to the Petitioner, the delay in filing the restoration application be condoned.

5. Even though Mr. D.K. Sahoo, learned Addl. Government Advocate raised his objection for condoning such inordinate delay, but considering the stand taken in the I.A. and the fact that the appeal was dismissed on the very first date of its listing and the said fact was never intimated to the Petitioners, this Court is inclined to condone the delay, subject to payment of cost of Rs.4,000/- (Rupees Four Thousand) within two weeks from today.

6. Accordingly, the I.A. stands disposed of.

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7. Heard.

8. List this matter on 25.03.2026.

(Aditya Kumar Mohapatra)
Judge