



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No. 600 of 2025

Ugrasen @Ugresen Mangaraj

....

Appellant

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

-Versus -

State of Odisha and another

....

Respondents

Represented by

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

18.12.2025

Order No.

1.

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 First Appellate Court committed a jurisdictional error and acted illegally in disposing of the appeal without considering or deciding the appellant's petition under Order 41 Rule 27 of the Code of Civil Procedure for admitting additional evidence, thereby vitiating the judgment and decree?

ii. Whether the learned First Appellate Court erred in law by failing to exercise its jurisdiction under Order 6 Rule 17 read with Section 153 CPC, where the amendment sought was merely explanatory in nature and necessary for proper adjudication of the real controversy?



iii. Whether non-consideration of crucial documentary evidence such as W.L. Case No.870/68-69 and continuous possession records amounts to perversity in the findings of the lower courts, thereby giving rise to a substantial question of law under Section 100 C.P.C.?

4. Issue notice to the respondents by speed post fixing a short returnable date. Requisites be filed within three working days.
5. Call for the LCR.
5. List this matter in the month of October, 2026.

(Sashikanta Mishra)
Judge

I.A. No. 1642 of 2025

Order No.
2.

1. Status quo with regard to the suit property as on date shall be maintained till the next date.
2. Urgent certified copy of this order be granted on proper application.

(Sashikanta Mishra)
Judge

BC. Tudu

Signature Not Verified

Digitally Signed
Signed by: BHIGAL CHANDRA TUDU
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 20-Dec-2025 12:30:24

