



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRP(C) No.409 of 2024

Ranjita Jena

Petitioner
....
Mr. A. Mohanty, Advocate

-versus-

Subhasis Jena

Opposite Party
....
Mr. J. Mohapatra, Advocate

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

26.02.2026

Order No.

02.

This matter is taken up through hybrid mode.

2. Though, pursuant to order dated 23.12.2024, notice was issued to the sole Opposite Party by Speed Post with A.D., the same has returned unserved with a noting that “Addressee long absent”.

3. Learned Counsel for the Petitioner submits, though the Opposite Party is well aware about the pendency of present transfer petition, he is intentionally avoiding to receive the notice.

4. However, in view of the postal endorsement so also judgments of the Supreme Court reported in (1989) 1 SCC 264 (*M/s. Madan & Co. Vs. Wazir Jaivir Chand*) and in (2007) 6 SCC 555 (*C.C. Alivi Haji Vs. Palapetty Muhammed & anr.*), notice on the sole Opposite Party is held to be sufficient.



5. Mr. A. Mohanty, learned Counsel for the Petitioner submits, the present Opposite Party is also the Opposite Party in TRP(C) No.148 of 2018, which is on board. The Opposite Party is already represented through Mr. J. Mohapatra, learned Counsel in TRP(C) No.148 of 2018.
6. Mr. A. Mohanty undertakes to inform Mr. Mohapatra to take instruction from the Opposite Party to represent him in the present transfer petition.
7. The matter be listed on 26th March, 2026 along with TRP(C) No.148 of 2018.
8. In the meantime, Office is also directed to communicate a copy of this order to the learned Judge, Family Court, Bhadrak, who shall do well to communicate the same to the present Opposite Party, who is the Petitioner in C.P. No.384 of 2023 or his Counsel, who represents him in the said proceeding and report compliance before the next date of listing.
9. Interim order passed earlier shall continue till the next date.

Banita

(S.K. MISHRA)
JUDGE