



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 32316 of 2024

Sujata Mallick

....

Petitioner

Mr. M.K. Mohanty, Advocate

-versus-

***Chinmayee Behera &
another***

.... ***Opposite Parties***

Mr. P.K. Ray, AGA
Mr. G.P. Jena, Advocate

CORAM: JUSTICE V. NARASINGH

ORDER

17.02.2026

Order No.

16. 1. Heard Mr. Mohanty, learned counsel for the Petitioner in support of his contentions.
2. Date chart and a note indicating the alleged findings of the Appellate Court which according to the learned counsel for the Petitioner are perverse are taken on record.
3. To fortify his submission, learned counsel for the Petitioner relies on the judgment of the Apex Court in the following cases which are taken on record:-

"i) Mahadeorao Sukaji Shivankar vs. Ramaratan Bapu and Others, (2004) 7 SCC 181

ii) Vijay Bahadur vs. Sunil Kumar and Others, (2025) 4 SCC 180



iii) **Smt. Bibhuti Nayak vs. Smt. Basanta Manjari Nayak, 2014 (II) OLR – 916”.**

4. On instruction, learned counsel for the Petitioner submits that the judgment of this Court in the case of **Smt. Bibhuti Nayak (Supra)** has attained finality.

5. During the course of submission, learned counsel for the Opposite Party No.1, Mr. Jena refers to the Annexure-G, the judgment of this Court passed in W.P.(C) No.5275 of 2023.

Since learned counsel for the Opposite Party No.1, Mr. Jena does not readily have the copy of the petition in the said case which is necessary for just adjudication, the matter is adjourned.

6. Registry is requested to place the records the W.P.(C) Nos.5275 of 2023, 9688 of 2024 & 25193 of 2024 for reference on the next date along with hard copies.

7. List this matter on 23.03.2026 at 3:00 pm for further hearing.

8. Interim order passed earlier shall continue till the next date.

(V. Narasingh)
Judge