

IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) NO.1159 OF 2004

Nityananda Pattanaik & anr.

....

Petitioners

Mr.S.P.Mishra, Sr.Adv.

-versus-

***Jagannath @ Jagadananda Pattanaik
& ors.***

....

Opposite Party(s)

Mr.S.Nayak, Adv.
Mr.P.Mohpatra, Adv.

**CORAM:
JUSTICE BISWANATH RATH**

**ORDER
11.10.2022**

Order No.

11.

1. Heard learned counsel for the Parties.
2. The matter involves a challenge to the order at Annexure-5 in allowing of an Application for impletion of Parties.
3. Perusal of the Application seeking impletion of Parties and the reasoning in allowing such impletion, this Court finds, such development is rather in the interest of the Parties the suit involved likely to be involving all controversies to at least avoid future complications and multiplicity of litigations. In the process, this Court is not inclined to interfere with the impugned order. The Writ Petition is dismissed accordingly. This Court, however observes, in the event T.S. No.76/176 of 1990/86-I is still pending, same should be disposed of within a period of four months at least.

4. Considering the submission of the learned counsel for the Petitioners that one of the Parties is dead, the Parties if so advised may bring substitution petition in the trial court.

(Biswanath Rath)
Judge

M.K.Rout

