

IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.304 of 2009

Director of Fisheries

....

Appellant

-versus-

M/s. Mechem Pvt. Ltd.

....

Respondent

**CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER
15.07.2022**

Order No

09.

- 1.** This matter is taken up through Hybrid Mode.
- 2.** Heard learned counsel for the Parties.
- 3.** It is submitted by the learned counsel for the Appellant that against the impugned order, the appeal filed under Order 21, Rule 58(4) of C.P.C is not maintainable and it would be a First Appeal under Section-96 of the C.P.C.
- 4.** In view of such submission made by the learned counsel for the Parties, Registry is directed to convert the Present Appeal to a First Appeal and proceed accordingly.
- 5.** The FAO stands disposed of accordingly.

**(Biraja Prasanna Satapathy)
Judge**