

IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No. 761 OF 2022

Ramakanta Behera

....

Petitioner

Mr. Bhagabat Prasad Rath, Advocate

-versus-

Prasanta Kumar Das

....

Opp. Party

CORAM:

JUSTICE K.R. MOHAPATRA

ORDER

05.09.2022

Order No.

- 01.
1. This matter is taken up through hybrid mode.
 2. The Petitioner in this CMP seeks to assail the order dated 9th June, 2022 (Annexure-1) passed by learned Civil Judge (Senior Division), Angul in I.A. No.65 of 2022 (arising out of C.S. No.310 of 2022), whereby he rejected an application under Order XXXIX Rule 3 C.P.C. filed by him.
 3. Since in the meantime, more than two and half months have already elapsed, I am not inclined to entertain the CMP.
 4. Accordingly, the CMP is disposed of.
 5. However, the Petitioner is at liberty to move the application under Order XXXIX Rules 1 and 2 C.P.C. by serving notice on the sole Opposite Party.

Urgent certified copy of this order be granted on proper application.

(K.R. Mohapatra)
Judge