

IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No. 925 of 2022

Seshadeb Das and another* *Petitioners

Ashok Kumar Mohapatra, Advocate

-versus-

Binapani Sahoo and others* *Opp. Parties

**CORAM:
JUSTICE K.R. MOHAPATRA**

**ORDER
23.09.2022**

Order No.

1. This matter is taken up through hybrid mode.
2. Petitioner in this CMP seeks to assail the order dated 20th December, 2021 (Annexure-1) passed by learned Civil Judge (Junior Division), Bhubaneswar in CS No.58 of 2010, whereby an application filed by the Petitioners/Defendant Nos. 1 and 2 under Order IX Rule 7 CPC was rejected.
3. In course of hearing, Mr. Mohapatra, learned counsel for the Petitioner prays for withdrawal of the Petitioners prays for withdrawal of the CMP seeking liberty to file a fresh petition under Order IX Rule 7 CPC with better particulars.
4. In view of such submission, this Court without expressing any opinion on the submission of learned counsel for the Petitioner, disposes of the CMP as withdrawn. If the Petitioner so advised may file a better application under Order IX Rule 7 CPC within a period of seven days hence, which may be considered on its own merit.

Issue urgent certified copy of the order on proper application.

***(K.R. Mohapatra)*
*Judge***