Signature Not Verified
Digitally Signed
Signed by: ROJALIN NAYAK
Designation: JUNIOR STENOGRAPHER
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 12-Dec-2024 11:04:33

IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP NO.1639 OF 2023

Pinky Pradhan .... ***Petitioner***

Mr. Prafulla Kumar Rath, Senior Advocate
being assisted by Ms. Sradha Das, Advocate

-versus-

Maa Charchika Cold Storage Private Limited, Cuttack .... ***Opp. Parties***

Mr. Susanta Kumar Baral, Advocate

CORAM:
JUSTICE K.R. MOHAPATRA

ORDER

Order No. **11.12.2024**

09. 1. This matter is taken up through hybrid mode.

2. Petitioner in this CMP seeks to assail the judgment dated 27th June, 2023 (Annexure-1) passed by learned 3rd Additional District Judge, Cuttack in FAO No.42 of 2022, whereby, dismissing the appeal, learned appellate Court confirmed the order dated 4th April, 2022 passed in IA No.02 of 2019 which was heard along with IA No.01 of 2019 and directing the parties to maintain *status quo* over the suit property.

3. In course of hearing, Mr. Rath, learned Senior Advocate submits that interest of justice will be best served, if the Petitioner moves learned trial Court for variation of the order of *status quo* in case of any hardship or future cause of action arises. He, therefore, prays for disposing of the CMP with such observation.

4. Mr. Baral, learned counsel for the Opposite Parties does not have any objection to the same.

5. In view of the above, this CMP is disposed of with an observation that if any cause of action arises in future or in case of any hardship, it is open to the Petitioner to file an application under Order XXXIX Rule 4 CPC and in that event, the same shall

Signature Not Verified
Digitally Signed
Signed by: ROJALIN NAYAK
Designation: JUNIOR STENOGRAPHER
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 12-Dec-2024 11:04:33

be considered in accordance with law giving opportunity of hearing to the parties concerned.

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

(K.R. Mohapatra)
Judge

Rojalin