IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No.587 of 2026

Upendra Kumar Sahu **.....** ***Petitioner***

Represented by Adv. -
Manoj Kumar Panda

-versus-

1) hemanta kumar das **.....** ***Opposite Parties***

2) rukuna behera
3) satyabadi sahoo
4) michhu behera
5) chharu behera
6) santosh das
7) antaryami das
8) ganesh mahali
9) naba mahali
10) ramesh mahali
11) ramachandra mahali
12) bama mahali
13) khira mahali

Represented by Adv. -

CORAM:

MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

09.04.2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel for the Petitioner. Perused the CMP application as well as the prayer made therein.

3. By filing the present CMP application under Article 227 of the Constitution of India, the Defendant No.8 in C.S. No.47 of 2003 pending in the Court of learned Civil Judge (Senior Division), Banki has approached this Court for a direction to the learned trial Court to expedite the trial and to conclude the suit in

a time bound manner.

4. Learned counsel for the Petitioner submits that earlier the Petitioner moved this Hon'ble Court. The relevant portion of order dtd.08.09.2022 passed in CMP No- 841 of 2022 is as follows;

> *"In view of the above, this Court is not in a position to direct disposal of the suit within a stipulated time. However, since it appears that the suit is of the year 2003 and is posted for hearing;*
> *hence, learned trial Court should make the best endeavour so that the suit is disposed of at an early date in accordance with law, if there is no legal impediment. Parties are directed to cooperate learned trial Court for early disposal of the suit"*

5. On a careful consideration of the submission made by the learned counsel for the Petitioner and further taking into consideration the fact that the suit is of the year 2003 and in the meantime more than two decades have already elapsed, this Court is inclined to direct the learned trial Court to expedite the suit and to make every endeavour to conclude the same as expeditiously as possible preferably within a period of maximum six months. It is further directed that the Parties to the suit shall not pray for any unnecessary adjournments and cooperate with the learned trial Court for an early disposal of the suit.

6. With the aforesaid observation and direction, the CMP application stands disposed of.

(A.K. Mohapatra)
Judge

Signature Not Verified
Digitally Signed
Signed by: SISIR KUMAR SETHI
Designation: PERSONAL ASSISTANCE
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 15-Apr-2026 15:07:20