



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No. 1746 of 2016

CNR No. ODHC010469352016

- 1. Bishnu Charan Prusty**
- 2. Chadrama Sahoo**
- 3. Khirodbala Nayak**
- 4. Nandini Nayak**
- 5. Bharati Mohanty**
- 6. Minati Prusty**

.... **Petitioners**

Mr. D.P. Pattanaik, Advocate

-versus-

The Branch Manager, Bank of Baroda, Opposite Party
Jagatsinghpur

Mr. K.M.H. Niamati, Advocate

CORAM:

THE HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

31.08.2026

Order No.

05.

(Through Hybrid Mode)

1. This CMP has been filed challenging the order dated 20.10.2016 passed by the learned District & Sessions Judge, Jagatsinghpur in I.A. No. 61/2016 arising out of F.A.O. No. 64 of 2016.

2. While issuing notice on 07.12.2016, this Court had directed that status quo with regard to the lands pertaining to Consolidation Khata No. 496, Non-consolidation Plot No. 1060, Ac.0.10 dec. (Sarada Jala Dofasala), P.S.-Tirtol, Mouza-Putting in the district of Jagatsinghpur shall be maintained by the parties.



3. On 29.08.2006 when the matter was listed, Mr. K.M.H. Niamati, learned counsel appearing on behalf of the Opposite Party-Bank submitted that the e-court's website indicated that F.A.O. No. 64 of 2016 had been dismissed on contest on 15.02.2025. The matter was adjourned to today to enable Mr. D.P. Pattanaik, learned counsel for the Petitioners to come prepared with instructions.

4. Today when the matter is taken up, copy of the judgment in FAO No. 64 of 2016 is produced, which reveals that FAO has been dismissed on contest and the order dated 04.08.2016 passed by the learned Civil Judge (Junior Division), Jagatsinghpur in I.A. No. 55 of 2016 arising out of C.S. No. 56 of 2016 has been confirmed.

5. Mr. D.P. Pattanaik, learned counsel for the Petitioners files a memo in Court today and submits that in view of the change in circumstances, he wants to withdraw this CMP and challenge the order passed in FAO No. 64 of 2016. The said memo is taken on record.

6. Considering the said submission, the CMP is disposed of as infructuous.



7. It is made clear that this Court has not gone into the merits of the case of the Petitioners.
8. Interim order passed earlier stands vacated.
9. Misc. Case No. 1843 of 2016 stands disposed of.

(Savitri Ratho)
Judge

puspa