IN THE HIGH COURT OF ORISSA AT CUTTACK

SAO No.15 of 2013

CNR No. ODHC010020622013

Rajkishore Dhanwar & Others … ***Appellants***

None

-versus-

Mahavir Ferro Alloys Pvt. Ltd. … ***Respondent***

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL)27.11.2026

Order No.

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

2. None appears for the appellants at the time of call, but the defect is yet to be removed and the copy of the judgment of the learned trial Court has not yet been filed. The present Second Appeal from order (SAO) challenges Annexure-1 & 2, but by Annexure-1, the learned Civil Judge Sr. Division, Rourkela has restrained the OPs from interfering with the construction works of boundary wall of the petitioner-company which was in fact confirmed by the learned 2nd Addl. District Judge, Rourkela in FAO No.19/05 of 2012-13 under Annexure-2. In the meantime, 13 years has elapsed and this Court reasonably considers that the suit might have been disposed of in the meantime. In the aforesaid facts and situation, the SAO stands dismissed for non-prosecution. The appellants are however, granted liberty to revive the same, if the cause of action still survives for them.

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Date: 27-Nov-2026 19:55:32

(G. Satapathy)
Judge

Jayakrushna