



IN THE HIGH COURT OF ORISSA AT CUTTACK

CMP No. 1628 of 2015

Sudhir Kumar Bhuyan

....

Petitioner

Mr. A. K. Panda, Advocate

-versus-

1.Kadambini Bhuyan

2.Branch Manager, LIC Branch

Office, Kendrapara

3.Divisional Manager LIC of India,

Divisional Office, Cuttack

4. Saroj Kumar Bhuyan

....

Opp. Parties

None (for O.P. No.1)

Ms. Sudhamayi Das, Advocate

on behalf of Mr. P. K. Mohanty, Advocate

(for O.P. No. 2 and 3)

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

24.07.2026

Order No.

05.

(Through hybrid Mode)

1. This CMP has been filed challenging the order dated 04.12.2012 passed by the learned Civil Judge, (Senior Division), 2nd Court, Cuttack in Intest Misc. Case No. 04 of 2010, granting a succession Certificate in favour of the Opposite Party No.1; and the order dated 18.11.2015 passed by the learned District Judge, Cuttack in FAO No. 128 of 2012 dismissing the Appeal.



2. Notice had been issued in this CMP on 04.10.2016, but no interim order had been passed.

3. Mr. A. K. Panda, learned counsel for the Petitioner prays for an adjournment stating that the matter will be argued by Mr. A. C. Mohapatra, who is not available today as he has gone to Puri on occasion of Bahuda Yatra.

4. Ms. Sudhamayi Das, learned counsel is present on behalf of Mr. P. K. Mohanty, learned counsel for Opposite Party No. 2 and 3.

5. None appears for the Opposite Party No. 1.

6. Perusal of the impugned order dated 04.12.2012 reveals that the learned Civil Judge, (Senior Division), 2nd Court, Cuttack had held that the Opposite Party No.1 is entitled to the amount due on LIC policy bond no. 583477151 and the succession certificate had been issued in her favour allowing her to withdraw the whole of the amount.

7. In view of the order and since no interim order has been passed in this case, it can safely be presumed that in the meanwhile, the amount has been released in favour of the Opposite Party No.1.



8. Hence, this CMP is dismissed.
9. However, liberty is granted to the Petitioner for revival of the CMP within a period of four weeks, in case the said amount has not been released.

(Savitri Ratho)
Judge

Subhalaxmi