



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.432 of 2026

Victim

.....

Petitioner (s)

Mr. Satya Narayan Mishra-4,
Advocate

-versus-

State of Odisha & Anr.

.....

Opposite Party (s)

Ms. Gayatri Patra, ASC
Mr. Ipsa Rajguru Mohapatra,
Advocate

CORAM:

THE HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

Order No.

24.02.2026

02.

1. This matter is taken up through hybrid arrangement.
2. The Petitioner has filed this CRLMC with a prayer to quash the FIR in connection with Khaira P.S. Case No.262 dated 24.08.2025, corresponding to C.T Case No.1335 of 2025 pending in the Court of the learned JMFC, Soro.
3. Learned counsel for the Petitioner submits that the matter has been amicably settled between the parties. A Joint Affidavit has been filed to that effect which shall form a part of the record. The contents of the Joint Affidavit are extracted hereinbelow: -

"We, the Victim. (Hereinafter referred to as Deponent No. 1/Informant) and Baruna Nayak @ Baruna Kumar Nayak, aged about 30 years, S/o Charan Nayak, Village-Dandapalasa, P.S.-Soro, Dist-Balasore. (Hereinafter referred to as Deponent No.



2/Accused), do hereby solemnly affirm and state on oath as under:

- 1. That we are the informant and the accused respectively in the aforementioned FIR and are fully conversant with the facts and circumstances of the case. We are competent and duly authorized to swear this joint affidavit.*
- 2. That Deponent No. 1, being the Informant, had lodged an FIR against the Deponent No. 2 vide Khaira PS Case No.262 dated 24.08.2025 for the commission of offence punishable under sections 64(1)/303(2) /115(2)/ 351(2) of BNS,2023.*
- 3. That the said FIR was lodged due to a misunderstanding and some personal disputes that arose between the parties at the spur of the moment with regard to giving and taking of money. The parties are known to each other and reside in the same locality. They both have their respective shops in front of each other.*
- 4. That with the intervention of respectable members of the community, elders, and mutual friends, the parties have amicably settled all their disputes and differences. We have entered into a compromise without any coercion, undue influence, pressure, or threat from any side.*
- 5. That we, the deponents, have resolved our differences and have decided to put an end to the ongoing criminal*



proceedings to restore peace and harmony between our families and to move forward in our lives.

- 6. That Deponent No. 1 (the Informant) states that she has no grievance or claim whatsoever against Deponent No. 2 (the Accused). Deponent No. 1 voluntarily and unequivocally agrees to withdraw all allegations levelled against the accused person.*
- 7. That Deponent No. 1 has no objection if the aforesaid FIR i.e. Khaira PS Case No.262 dated 24.08.2025 and all consequential proceedings arising therefrom, including the criminal case pending before the JMFC, Soro as C.T. Case No.1335 of 2025, are quashed by this Hon'ble Court.*
- 8. That we state that the compromise is genuine, voluntary, and for the betterment of both parties. Continuing the criminal proceedings would be a futile exercise and an abuse of the process of the court, as the chances of conviction are bleak in light of the settlement.*
- 9. That we undertake to abide by the terms of the compromise and will not initiate any further civil or criminal proceedings against each other in respect of the subject matter of the said FIR.*
- 10. That we are filing this joint affidavit to bring the fact of our amicable settlement on record and to pray for the quashing of the criminal proceedings in the interest of justice.*



11. That the facts stated in the present affidavit are all true to the best of our knowledge, belief and based on record and explained to us in Odia."

4. Considering the contents of the joint affidavit filed by the Petitioner and the Opposite Party No.2/ Complainant and following the ratio laid down by the Supreme Court in *Gian Singh v. State of Punjab and another*¹ and two other reported cases of this Court in *Lokanath @ Anadi Sethi and four others v. State of Orissa and four others*², and *Sansuri alias Khageswar Lenka and another -vrs.- State of Orissa and Another*³, this Court is of the opinion that no useful purpose will be served in allowing such proceedings to continue the criminal proceeding in the aforesaid case as it will only lead to abuse the process of law.

5. In view of the aforesaid discussion and considerations, the application is allowed. Accordingly, the FIR in connection with Khaira P.S. Case No.262 dated 24.08.2025, corresponding to C.T Case No.1335 of 2025 pending in the Court of the learned JMFC, Soro is hereby quashed.

6. This CRLMC is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

Gitanjali

¹ (2012) 10 SCC 303

² 2014 (II) OLR 29

³ 2014 (II) OLR 452