



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRPCRL No.7 of 2025

Gopal Agarwal

....

Petitioner

Mr. S.K. Sarangi, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. S.K. Swain, AGA

**CORAM:
JUSTICE M.S. SAHOO**

**ORDER
22.04.2025
(Hybrid Mode)**

Order No.

- 03.** 1. The petition under Section 407 of the Code of Criminal Procedure, 1973 (Section 447 of Bharatiya Nagarika Sanhita, 2023) has been filed by the petitioner seeking transfer of C.T. Case No.543 of 2018 pending before the court of learned J.M.F.C., Nuapada to the court of learned Additional Sessions Judge, Nuapada.
2. It is submitted by the learned counsel for the petitioner that there are two F.I.Rs. namely, F.I.R No.165 of 2018, Jonk P.S. in the district of Nuapada and other one being F.I.R. No.166 of 2018 also in the said P.S. It is submitted that both the F.I.Rs relate to case and counter case arising out of a single incident that had occurred on 30.12.2018. The C.T. Case No.543 of 2018 corresponding to Jonk P.S. Case No.166 of 2018 is pending before the



learned S.D.J.M., Nuapada and other C.T. Case No.542 of 2018 is pending before the learned Sessions Court.

3. Issue notice along with this order.

The learned AGA upon advance copy served appears on behalf of the opposite party and waives notice. He shall obtain instruction in the matter.

4. The learned counsel for the petitioner submits that at different paragraphs of the petition it has been stated that the case is pending before the “District & Sessions Judge”, “Additional District & Sessions Judge”. He shall verify and obtain instruction regarding pendency of both the cases before courts at Nuapada.

The learned AGA shall also obtain instruction through the concerned IO/IIC regarding the courts where the cases are pending.

5. As prayed for, list on 18.06.2025.

(M.S. Sahoo)
Judge

jjyostna