



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 3746 of 2016

Prafulla Kumar Singh

....

Petitioner

Mr. Suraj Mohanty, Advocate

-versus-

State of Odisha

....

Opposite Party

*Mr. Sanjay Kumar Das,
Standing Counsel (Vigilance)*

CORAM:

THE HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

26.02.2026

Order No.

18.

(Through hybrid mode)

1. Mr. Suraj Mohanty, learned counsel for the Petitioner submits that he has received copy of the affidavit filed by Mr. Sanjay Kumar Das, Standing Counsel (Vigilance) enclosing the copy of the Final Form.
2. Perused the affidavit as well as the Final Form dated 03.07.2024 it is stated that charge-sheet has been submitted under Sections 193, 200, 420 of the IPC against the Petitioner.
3. Relevant paragraphs of the affidavit dated 03.07.2024 are extracted as hereunder:

“Form the facts and circumstances it is well proved that Sri Prafulla Kumar Singh was allotted with one 'D' type plot in CDA, Sector-11 by the Chairman CDA under discretionary quota in the year 2004 and he took possession of the said plot in the year 2004 and he



took possession of the said plot in the same year. But latter on Sri Singh transferred the said plot to third party Smt. Rina Rout in the year 2005. In the year 2007, Sri Prafulla Kumar Singh further applied to the Chairman C.D.A. for allotment of a 'D' category plot in CDA, Sector-10 under Discretionary Quota. In the affidavit executed by Sri Prafulla Kumar Singh before the Notary Public, Cuttack on 06.09.2007. Sri Singh has mentioned "Not applicable". Basing on his affidavit Sri Singh was allotted Plot No. 10-1D/399 in Sector-10 of Bidanasi Project area and he took possession of the said plot. Besides in the affidavit executed on 06.09.2007 for his second allotment he has sworn that he himself or any of his family members have not been allotted any plot either at any residential sector or Bidanasi or at Sikharpur Housing Accommodation Scheme under Discretionary Quota by Chairman, C.D.A. at any time in the past. To add to this, he is ineligible to get any second allotment under D.q. in view of the order in the 60th Board Meeting of C.D.A held on 10.11.1999 at item No.2/60 as mentioned supra. Hence Sri Prafulla Kumar Singh is liable for commission of an offence U/s.193/200/420 I.P.C. as he has furnished false affidavit and misleading information.

I have also examined the Examiner of Questioned Documents, Vigilance Directorate, Odisha, Cuttack, sent requisition to the Secretary C.D.A., Cuttack and received reply from him. Also examined Secretary, C.D.A., Cuttack in which he intimated that till the year 2015, allotment was made purely on the basis of self



certification through an affidavit for different sectors of CDA as any computerized database was not available. However, from the year 2016, a computerized database was made following which checks and balances have been put in place to prevent any further multiple allotment with their office letter No-3410/dtd. 17.03.2022. There were no circulars/orders / procedural guidelines available relating to verification of the facts submitted by the applicant in the application form and the affidavit applicable/followed during 2007. The allotment was made basing on the affidavit submitted by the allottee as per the prescribed affidavit format given in the concerned brochure during the application for allotment of plots. As such the criminal liability against the C.D.A. officials could not be substantiated.

After completion of investigation, I have submitted Detailed Report of Investigation to my Authority for order may kindly be passed to submit CS U/s-193/200/420 IPC against accused Sri Prafulla Kumar Singh (DOB-10.03.1962), S/o-Upendra Kumar Singh, At-Rajahansa, PO-Paramahansa, Via-Biribati, PS.-Sadar, Dist.-Cuttack, At/Pre.-Plot No.10-ID/399, CDA, Sector-10, PS.-Markata Nagar, Dist.-Cuttack to face his trial in the Court of Law. I have received orders from my authority to Submit CS U/s-193/200/420 IPC against Sri Prafulla Kumar Singh to face his trial in the Court of Law vide Memo No. 6836/Vig. Cell, Dt. 12.12.2023 of Addl. SP, Vigilance, Cell, Cuttack.

Accordingly, I have submitted Charge-Sheet U/s-193/200/420 IPC against accused Sri Prafulla Kumar



Singh (DOB-10.03.1962), S/o-Upendra Kumar Singh, At-Rajahansa, PO-Paramahansa, Via-Biribati, PS-Sadar, Dist.-Cuttack, At/Pre-Plot No.10-1D/399, CDA, Sector-10, PS.-Markata Nagar, Dist.-Cuttack vide Charge-Sheet No.31 dtd.03.07.2024 to face his trial in the Court of Law.”

4. Mr. Suraj Mohanty, learned counsel for the Petitioner prays for one day time to verify the affidavit submitted by the Petitioner which has been referred to in the charge-sheet.

5. Since the case is of the year 2016 and the said affidavit should be in possession of the learned counsel for the Petitioner, list this case tomorrow i.e. on 27.02.2026.

(Savitri Ratho)
Judge

RKS