



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 615 of 2026

Bhagaban Mantry @ Bhagia & Ors.

..... *Petitioner(s)*

Mr. Pronoy Mohanty, Adv.

-Versus-

State of Odisha & Anr.

..... *Opposite Party(s)*

Ms. Gayatri Patra, ASC
(for O.P.1)

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

26.02.2026

Order No.

03.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The Petitioners have filed this CRLMC with a prayer to quash the F.R. vide UPD Cuttack Sadar P.S. Case No.547 of 2022 corresponding to G.R. Case No.3269 of 2022 pending in the court of learned J.M.F.C(R), Cuttack.

Apart from the above, the Petitioners have also challenged the order of cognizance dated 09.06.2021.
4. Learned counsel for both the parties submits that in the meantime, the matter has amicably been settled between the Petitioners and the Opposite Party No.2 through Mediation which was held on 8.07.2024/Annexure-3.



5. Learned counsel for the Petitioners further submits that the Opposite Party No.2/wife had filed a divorce petition vide Civil Proceeding No.778 of 2023 before the court of learned Judge, Family Court, Bhubaneswar. The said C.P. No.778 of 2023 was allowed on contest against the Petitioner No.1/husband. The Petitioner No.1 has already paid the entire amount to the Opposite Party No.2/wife. Hence, the criminal proceeding initiated against the Petitioners may be quashed.
6. Considering the contents of the affidavit filed by the Opposite Party No.2 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, wherein 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.
7. In view of the aforesaid discussion and considerations, the application is allowed. Accordingly, the FIR vide UPD Cuttack Sadar P.S. Case No.547 of 2022, is hereby quashed. As a necessary

¹ (2012) 10 SCC 303

² 2014 (II) OLR 29

³ 2014 (II) OLR 452



corollary, the entire criminal proceeding initiated against the Petitioners in the aforesaid G.R. Case No. 3269 of 2022, pending before the Court of the learned J.M.F.C(R), Cuttack, stands quashed.

8. Accordingly, the CRLMC is disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge