



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.658 of 2026

Malaya Kumar Biswal *Petitioner(s)*
Ms. Deepali Mahapatra, Adv.
-versus-
Abhaya Kumar Nayak *Opposite Party(s)*
Mr. Amitav Pradhan, ASC

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order
No.

ORDER
27.02.2026

01. 1. This matter is taken up through hybrid arrangement.
2. In filing this CRLMC, the Petitioner has prayed for quashing the impugned order dated 28.01.2026 passed by the learned J.M.F.C-III, Bhubaneswar in 1CC No.2394 of 2025.

Apart from the above, the Petitioner has also sought for a direction from this Court to the learned Court in *seisin* over the matter for taking appropriate action against the Opposite Party due to his resiling from the undertaking given by him at the beginning of trial.

3. Heard.

4. Issue Notice.

5. Notice be issued to the sole Opposite Party by Speed Post with A.D. making it returnable by 13th March, 2026. Requisites for issuance of notice shall be filed within three working days hence.



6. List this matter on 16th March, 2026.

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7. Issue notice as above.

8. Accept one set of process fee.

9. As an interim measure, it is directed that further proceeding in 1CC No.2394 of 2024 pending before the Court of learned J.M.F.C-III, Bhubaneswar shall remain stayed till the next date of listing of this matter.

(Dr. Sanjeeb K Panigrahi)
Judge

Ayaskanta