



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No. 297 of 2026

Dipak Rout

....

Petitioner

*Mr. Anupam Rath, Advocate*

*-versus-*

1. State of Odisha
2. Superintendent of Police,  
Jajpur
3. Inspector-in-Charge, Bari  
Ramchandrapur, Jajpur
4. Srikanta Patra @ Bubua

....

Opposite Parties

*Mr. Amitabh Pradhan,  
Additional Standing Counsel*

**CORAM:**

**THE HON'BLE MISS JUSTICE SAVITRI RATHO**

**ORDER**

**24.03.2026**

Order No.

03.

(Through hybrid mode)

1. On 20.03.2026 the following order had been passed:

*“1. Instructions dated 20.03.2026 of the IIC, Bari Ramchandrapur Police Station has been received. It has become necessary to quote paragraph 2 of the instructions as he has prayed for a short adjournment to submit up-to-date case diary before this Court.*

*“Basing on the report, the then IIC Insp. J.M. Sethy registered Bari Ramchandrapur P.S. Case No. 51 Dt. 04.02.2026 U/s 103(1)/3(5) BNS and took up investigation. The said Investigating Officer was transferred from this Police Station on 10.02.2026, and I joined this Police Station on 24.02.2026. However, the I.O. has not yet handed over the charge of investigation along with the case records and*



*connected papers of the case. On contacting the then I.O., as she is busy in training, she will provide the same vary soon.”*

*2. From this, it is apparent that although the IO has been transferred from the Police Station since 10.02.2026 and more than one month has elapsed in the meanwhile, she has not handed over the charge of the investigation or the case record to the present IIC, Bari Ramachandrapur Police Station.*

*3 . List this matter on 24.03.2026.*

*4. As the IIC, Bari Ramachandrapur Police Station has expressed the reasons for her inability to send the instructions, the Opposite Party No.2 -SP, Jajpur is directed to ensure that the instructions and case diary in this case reach this Court by the next date i.e. 24.03.2026.”*

2. Specific direction has been issued to the Opposite Party No.2-Superintendent of Police, Jajpur to ensure that the instructions and the case diary in this case reach this Court by 24.03.2026 i.e. today, but had not been received in the first hour for which the matter was passed over and called after recess on the request of Mr. Amitabh Pradhan, learned Additional Standing Counsel.

3. When the matter is taken up after recess, Mr. Amitabh Pradhan, learned Additional Standing Counsel produces the case diary and instructions dated 23.03.2026 of the IIC, Bari Ramachandrapur P.S. The instructions are taken on record.

4. As per the letter dated 23.03.2026 of the IIC, Bari Ramachandrapur P.S. addressed to the Advocate General, Odisha, Cuttack enclosing the up-to-date case records, it has been stated as follows:

*“With reference to the letter and subject cited above as per direction of Hon'ble high court of odisha I am submitting herewith the Up-date Case Record*



*prepared by inspector J.M sethy the-then IIC of Bari-Ramachandrapur PS for kind perusal of the Hon'ble court.*

*It is further prayed that this case has been taken charge by me on 23.03.2026 from me predessores and other follow of action in this case will be taken up in course of investigation.”*

5. Perusal of the case diary reveals that Smt. Hemalata Das, the present IIC, Bari Ramachandrapur P.S. has taken charge of the investigation on 23.03.2026 at 3.30 P.M.

6. But in her instructions dated 10.03.2026, it has been stated as follows:

*“As the circumstances of the occurrence remain suspicious and the statements of the suspect persons require further verification, it has become necessary in the interest of investigation to subject the suspects to **Lie Detection Test (Polygraph Test)**. Prayer has been submitted to SP, Jajpur to accord necessary order **for conducting Lie Detection Test of the above noted suspect persons** to facilitate a fair investigation of the case. The case is under investigation.”*

7. Perusal of the case diary reveals that the attempts have been made to search for the FIR named accused, namely, Srikanta Kumar Patra @ Bubua and Nityananda Jena, but they were found absent. Hence, it is not understood as to how the statements of the suspect persons required further verification when as per the case diary, they have not yet been apprehended or examined and what was the necessity for subjecting them to Lie Detection Test (Polygraph Test). There is no nothing in the case diary regarding prayer made to the S.P. Jajpur for order to conduct Lie Detection Test of the accused persons.



8. Mr. Amitabh Pradhan, learned Additional Standing Counsel prays for two weeks time to file an affidavit on behalf of the Opposite Party No. 3-IIC, Bari Ramachandrapur, District-Jajpur in this case regarding steps for investigation in this case and the queries of this Court.
9. Mr. Anupam Rath, learned counsel for the Petitioner submits that if immediate steps are not taken for apprehension of the accused persons named in the FIR, there is a chance of tampering with the evidence as Srikanta Kumar Patra @ Bubua is threatening witnesses in this case.
10. Considering this submission of the learned counsel for the Petitioner, list this matter on 31.03.2026. Affidavit, if any, shall be filed by 30.03.2026 after serving copy on the learned counsel for the Petitioner.

**(Savitri Ratho)**  
**Judge**

*puspa*