



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.824 of 2026

Kanha @ Jayanta Dehury

Petitioner(s)

Ms. Sasmita Nanda, Adv.

-versus-

State of Odisha & Anr.

Opposite Party(s)

Ms. Gayatri Patra, ASC

Mr. Dharendra Kumar Mohapatra, Adv.

(for O.P. No.2)

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order No.

04.

ORDER

05.05.2026

1. This matter is taken up through hybrid arrangement.
2. By filing the present CRLMC, the Petitioner has prayed for quashing the entire criminal proceedings initiated against him in connection with C.T.(S) Case No.603 of 2025 (G.R. Case No.1106 of 2025) arising out of Jarpada P.S. Case No.358 of 2025, pending before the learned Addl. Sessions Judge-Adhoc, Angul.
3. Heard learned counsel for all the parties.
4. Learned counsel for the Petitioner submits that the allegation made against the Petitioner by Opposite Party No.2 in this case due to misunderstanding. Subsequently, both the parties amicably settled their dispute in presence of local gentries by executing an affidavit dated 29.11.2025 before the Executive Magistrate, Angul and thereafter on



01.01.2026, both the parties got married and living happily as husband and wife in their matrimonial house. In the meantime, the Opposite Party No.2 blessed with a son.

5. Learned counsel for the Petitioner further contends that the parties subsequently regret and realize their mistake and the dispute among them are purely private in nature, for which, the parties have amicably settled all dispute and filed their joint affidavit before this Court on 16.04.2026.

6. Learned counsel for Opposite Party No.2, on the other hand, confirms the factum of settlement and submits that Opposite Party No.2 does not intend to proceed further with the case.

7. On perusal of the case record, it appears that the Petitioner and Opposite Party No.2 have filed an affidavit dated 16.04.2026, which reads as under:

"2. That, in the meantime with the intervention of the village gentries and well wishers, the matter has been settled amicably and now we got married and living together as husband and wife peacefully in matrimonial house and blessed with a male child.

3. That, as the matter has already been settled amicably, the informant do not want to proceed with the case and file this affidavit voluntarily without force and pressure."



8. Learned counsel for the State has no objection if the proceeding is quashed in view of the settlement between the Petitioner and Opposite Party No.2.

9. Having considered the submissions advanced by learned counsel for the parties, the contents of the affidavit brought on record and the nature of the dispute, this Court is satisfied that the parties have voluntarily resolved their disputes amicably.

10. The Supreme Court in the case of *Gian Singh v. State of Punjab*¹, held that criminal proceedings involving offences of a personal nature can be quashed where the parties have settled the matter amicably.

11. Further in the case of *Narinder Singh & Ors. v. State of Punjab & Anr.*², the Supreme Court laid down guidelines for quashing proceedings on the basis of compromise and observed that such power should be exercised where the dispute is essentially private and continuation of proceedings would be futile.

12. Similarly, in *State of Madhya Pradesh v. Laxmi Narayan & Ors.*³, the Supreme Court reiterated that in cases having overwhelmingly civil or personal flavour, the High Court may quash proceedings if the parties have settled the

¹ (2012) 10 SCC 303

² (2014) 6 SCC 466

³ (2019) 5 SCC 688



dispute, provided the offences are not heinous or serious in nature affecting society at large.

13. In the present case, considering the nature of the dispute and the fact that the parties have amicably settled their differences and are living peacefully, continuation of the criminal proceeding would be an exercise in futility and would not serve any useful purpose.

14. Accordingly, in exercise of the inherent powers under Section 528 of BNSS (erstwhile Section of the 482 Cr.P.C.), this Court deems it fit and proper to quash the criminal proceeding initiated against the Petitioner in connection with C.T.(S) Case No.603 of 2025 (G.R. Case No.1106 of 2025) arising out of Jarpada P.S. Case No.358 of 2025, pending before the learned Addl. Sessions Judge-Adhoc, Angul.

15. The CRLMC stands allowed and disposed of.

16. Pending application (s), if any, shall stand disposed of.

17. A copy of the order be communicated to the learned trial Court for information.

(Dr. Sanjeeb K Panigrahi)
Judge