



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No. 368 of 2026

Saroj Kumar Jena

....

Petitioner

Mr. Gyanendra Charan Swain, Advocate

-versus-

***1. State of Odisha, represented through
its Principal Secretary to Home
Department, Bhubaneswar***

***2. Deputy Commissioner of Police,
Cuttack***

***3. Inspector-in-charge, Badambadi
Police Station, Cuttack***

4. Saujit Prusty

....

Opp. Parties

Mr. Saroj Kumar Rout,
Additional Standing Counsel

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

Order No.

**ORDER
26.03.2026**

(Through hybrid Mode)

02. 1. This CRLMP has been filed with the following prayer:-

“In view of the facts and circumstances stated above, it is therefore most humbly prayed that this Hon'ble Court may graciously be pleased to:

(i) Issue a direction to the Deputy Commissioner of Police, Cuttack to ensure fair, proper and expeditious investigation in connection with Badambadi P.S. Case No.262 dated 26.06.2025 corresponding to G.R. Case No.640 of 2025 pending before the learned J.M.F.C. (City), Cuttack.

(ii) Direct the Deputy Commissioner of Police, Cuttack to personally supervise the investigation of the aforesaid case;



(iii) Further direct the concerned investigating officer to submit a detailed status report before this Hon'ble Court within a period of two weeks indicating the steps taken in the investigation including steps for arrest of the accused person and recovery of the cheated amount;

(iv) Pass such other order(s)/direction(s) as your Lordships deem fit and proper;

And for this act of kindness, the petitioner as in duty bound, shall ever pray.”

2. The synopsis and list of dates and events filed by learned counsel for the Petitioner are taken on record.

3. Since learned counsel for the Petitioner alleged that apart from not doing proper investigation, the statement of the Petitioner (complainant) had not been recorded till date, the matter had been posted to today to enable the learned State Counsel to obtain instructions as well as copy of the case diary.

4. Copy of the case diary along with instructions is produced by Mr. Saroj Kumar Rout, learned Additional Standing Counsel.

5. Perusal of the same reveals that during investigation the then I.O., Sub-Inspector, Madhusudan Dash has examined the complainant and other witnesses and recorded their statements under Section 180 of BNSS on the date of registration of the case. He has visited the spot and prepared the spot map, seized the connected documents on being produced by the complainant in presence of witnesses and prepared the seizure list. He has conducted several raids at the house of the accused persons, but accused persons was not present at the time of raid. He has served notice under Section 94 of BNSS on the complainant through special messenger to produce another connected



document but till date no documents have been received from the complainant. After order of the DCP, Cuttack, the investigation of the case was entrusted to Inspector Sunil Kumar Dalai.

6. It is apparent that investigation in the case is continuing, but till date the accused person has not been apprehended. It is also apparent that the allegation of the Petitioner regarding non-examination of the informant and other witnesses is incorrect.

7. Mr. Gyanendra Charan Swain, learned counsel for the Petitioner submits that the Petitioner – Complainant will appear in the Police Station by 06.04.2026 and cooperate with the I.O. and produce all necessary documents which are required for the investigation.

8. Since the case is pending since 26.06.2025, it is expected that effective steps taken for apprehension of the accused and the investigation in the case will be completed expeditiously.

9. The CRLMP is disposed of with the aforesaid direction.

10. Urgent certified copy of this order be granted on proper application.

(Savitri Ratho)
Judge

Sukanta