



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRP(C) No.137 of 2025

Swagatika Barik

....

Petitioner

Mr. R.R. Ray, Advocate

-versus-

Asutosh Barik

.... ***Opposite Parties***

Mr. A.S. Paul, Advocate

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

21.07.2025

Order No.

04.

This matter is taken up through hybrid mode.

- 2.** Learned Counsel for the parties are present.
- 3.** One of the grounds urged in the transfer petition to transfer the proceeding in C.P. Case No.178 of 2024 to the Court of Judge, Family Court, Jajpur is pendency of the proceeding in Cr.P. No.72 of 2024 initiated by the Petitioner-wife under Section 125 Cr.P.C. for maintenance before the same Court.
- 4.** Learned Counsel for the Opposite Party-husband submits, as per the instruction received from his client, Cr.P. No.72 of 2024 has already been disposed of directing his client to pay maintenance of Rs.18,000/- per month to the Petitioner-wife, which his client is paying. That apart, at the instance of



Petitioner-wife, Khordha P.S. Case No.104/2024, corresponding to G.R. Case No.226 of 2024 under Section 498(A)/323/294/506 of I.P.C. is now pending in the Court of S.D.J.M., Khordha. She along with her mother appeared today before the said Court at Khordha and were examined as prosecution witnesses.

5. Learned Counsel for the Opposite Party-husband further submits, his client is a State Government employee and being a Doctor, it is difficult on his part to take leave and attend the proceeding in C.P. No.178 of 2024, if it is transferred to the Court of Judge, Family Court, Jajpur at the instance of the Petitioner-wife. Rather, he is ready and willing to bear the travelling and other expenses on the dates, when her presence would be required in C.P. No.178 of 2024 before the Court of Judge, Family Court, Khordha. He further submits, if the Petitioner-wife has any difficulty to appear physically before the Court of Judge, Family Court, Khordha, she may also appear through virtual mode by making appropriate application to the said effect before the concerned Court for which, his client has no objection.

6. In response to the said submissions made by the learned Counsel for the Opposite Party-husband, Mr. Ray, learned Counsel for the Petitioner-wife prays for a short adjournment to take instruction from his client.

7. The matter be listed in the week commencing from 4th August, 2025, as prayed for.



8. Interim order passed earlier shall continue till the next date.

Prasant

(S.K. Mishra)
Judge