



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMP No.786 of 2026

Nilima Pradhan

....

Petitioner

Mr. P.S. Das, Advocate

-Versus-

State of Odisha & others

....

Opposite Parties

Mr. S. Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

04.08.2026

Order No.

03.

1. Heard learned counsel for the respective parties.
2. Instant CRLMP is filed by the petitioner for a direction to the opposite parties to register the written report at Annexure-3 as the FIR with necessary action followed against the culprits after due investigation within a stipulated period.
3. Mr. Das, learned counsel for the petitioner submits that in spite of such a report i.e. Annexure-3, no action has been taken by the P.S. concerned. The further submission is that even an intimation is given to opposite party No.2 by a letter dated 18th May, 2026 seeking registration of the case, but there is no action, hence, the CRLMP. In reply and response to the above, Mr. Panda, learned ASC for the State submits that U.D. Case No.20 of 2025 was registered and enquiry was held. The submission is that the death of the petitioner's son is on account of accidental drowning and as such, no mischief has been committed by anyone. Referring to information received by the Office of the Advocate General, Odisha, Cuttack from S.I. of



Police, Chandiposh P.S., Mr. Panda, learned ASC further submits that the material witnesses to the case have been examined on 11th November, 2025 in U.D. case and despite objection of the CHC, Lahunipada, the family of the deceased removed the dead body without post-mortem being held and thereafter, cremated. But it has been seriously opposed by Mr. Das, learned counsel for the petitioner claiming that the dead body was in custody of the police and for such non-examination, the petitioner and her husband are not responsible.

4. Due to death of the deceased, a U.D. case was registered and it has been followed by a written report dated 2nd May, 2026 alleging mischief. Considering the submission of learned counsel for the respective parties and the instruction (supra) dated 3rd August, 2026 of the PS, this Court is inclined to direct opposite party No.3 to hold an enquiry with reference to the evidence collected in connection with U.D. Case No.20 of 2025 and to take appropriate legal action as per and in accordance with law and if necessary, to register the FIR and investigate into the allegations as per Annexure-3.

5. Accordingly, it is ordered.

6. In the result, the CRLMP stands disposed of with the direction as aforesaid. Upon receiving a copy of the order, opposite party No.3 shall consider the written complaint i.e. Annexure-3 and then to conduct enquiry and take a decision and future course of action as per and in accordance with law.

7. Issue urgent certified copy as per rules.



8. A copy of the order be handed over to Mr. Panda, learned ASC for the State for its onward intimation to opposite party Nos.3 and early compliance.

(R.K. Pattanaik)
Judge

Alok