



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.3105 of 2025

***Harish Chandra Challan @
Hari Bhatra***

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Appellant

Represented By Adv. -
Jugala Kishore Panda

-versus-

***1) State Of Odisha
2) Informant***

.....

Respondents

Represented By Adv. -
Ms.Sasmita Nayak,ASC

CORAM:
**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER
12.08.2025

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as the learned Additional Standing Counsel for the State. Perused the Application.
3. By filing the present CRLMC Application under section 528 of BNSS, 2023, the Petitioner seeks to invoke the inherent jurisdiction of this Court to quash the entire criminal proceeding in C.T.Case Noi.03 of 2022 arising out of J.C.Case No.52 of 2021 corresponding to Kodinga P.S.Case No.211 of 2021 pending before the learned Additional Sessions Judge, Nabarangpur.
4. Learned counsel for the Petitioner contended that although the F.I.R. was lodged at the instance of the victim



alleging commission of an offence under section 376 of the Indian Penal Code read with Section 4 & 6 of POCSO Act,. Further, learned counsel for the Petitioner contended that both the Petitioner and the victim are married and staying together as husband and wife and leading a peaceful conjugal life. In view of the aforesaid development, this Court is inclined to issue notice to the Opposite Parties.

5. Since Ms.Nayak, learned Additional Standing Counsel accepts notice on behalf of Opposite Party No.1-State, one extra copy of the CRLMC Application be served on him within three working days.

6. Notice be issued to Opposite Party No.2 by registered post with A.D. fixing a short returnable date. Requisites for issue of notice be filed within three working days.

7. List this matter in the week commencing from 15th September, 2025.

I.A.NO.2056 OF 2025

8. As an interim, it is directed that the further proceeding in C.T.Case No.03 of 2022 arising out of J.C.Case No.52 of 2021 pending before the learned Additional Sessions Judge-cum-Special Judge, Nabarangpur shall be adjourned for a period of six weeks on an application being filed by the Petitioner along with a copy of this order.

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(A.K. Mohapatra)
Judge

RKS