



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.525 of 2025

Swapneswar Behera

....

Petitioner

Mr. A. Mishra, Advocate

-Versus-

Renubala Behera

....

Opposite Party

Mr. S. Mohapatra, Advocate

CORAM:

MR. JUSTICE R.K. PATTANAIAK

ORDER

17.12.2025

Order No.

I.A. No.792 of 2025

05.

1. Heard Mr. Mishra, learned counsel for the petitioner and Mr. Mohapatra, learned counsel for the opposite party.
2. Instant petition is filed under Section 5 of the Limitation Act seeking delay condonation.
3. A delay of 2494 days is reported as per the SR with regard to the filing of the revision.
4. No objection is filed to the IA.
5. Considering the fact that there has been a compromise between the parties in the meantime upon mediation, the Court is inclined to accept the explanation offered toward the delay and condone the same.
6. IA is disposed of with the delay being condoned.

(R.K. Pattanaik)
Judge



CRLREV No.525 of 2025

1. Heard learned counsel for the respective parties.
2. Instant revision is filed by the petitioner assailing the impugned order dated 16th July, 2018 passed in connection with Criminal Misc. Case No.51 of 2017 by the learned S.D.J.M., Angul on the grounds stated.
3. This Court directed the parties to go for mediation by order dated 24th September, 2025 and it has been successful with a mediation report received and the same is at Flag-F. The terms and conditions of settlement between the parties have been indicated in the said report and the same are gone through.
4. Mr. Mishra, learned counsel for the petitioner submits that in view of the compromise between the parties and since, as per the settlement, the petitioner was to deposit draft of Rs.4.5 lac in favour of the opposite party and to pay the balance in cash later, the order under challenge in Criminal Misc. Case No.51 of 2017 is required to be set aside.
5. Mr. Mohapatra, learned counsel for the opposite party is present and submits that appropriate order may perhaps be passed for the settlement between the parties in view of the mediation report i.e. Flag-F. With regard to receipt of cash of Rs.1.5 lac, a memo is produced today. The opposite party is present in person and admitted to have received the cash in the meantime.
6. Considering the above facts and in view of the mediation report and terms and conditions are settlement, the



Court is inclined to set aside the order of maintenance dated 16th July, 2018 directed by the learned court below in a proceeding under Section 125 Cr.P.C.

7. Accordingly, it is ordered.

8. In the result, the revision petition stands allowed. As a necessary corollary, the impugned order dated 16th July, 2018 as at Annexure-3 of learned S.D.J.M., Angul is hereby quashed. It is directed that in view of the above order, the proceeding in Criminal Execution No.2 of 2025 pending before the learned Judge, Family Court, Angul is directed to be dropped. For the memo of filed today and demand that the amount of Rs.4.5 lac deposited in Court is needed to be released in favour of opposite party in the interest of justice pleaded with reference to Section 19 of the Mediation Act, 2023, the parties are at liberty to approach the concerned court seeking such release in connection with CP No.98 of 2005 filed under Section 13-B of the Hindu Marriage Act and for appropriate orders therein examining exemption of the cooling period as pleaded and upon any such application received, it is observed that the same shall be dealt with at the earliest preferably within a period of ten days hence.

9. Issue urgent certified copy of this order as per rules and in course of the day and also to be uploaded in the Court's website.

(R.K. Pattanaik)
Judge

Signature Not Verified

Digitally Signed
Signed by: THAKURDAS TUDU
Designation: Sr. Stenographer
Reason: Authentication
Location: OHC, CTC
Date: 17-Dec-2025 18:58:48

