



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 5381 of 2015

Mantosh Sharma and another

.....

Petitioner

Ms. Saswata Pattnaik, Advocate

-versus-

State of Odisha and another

.....

Opp. Parties

Mr. Saroj Kumar Rout, Additional
Standing Counsel

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

04.02.2026

Order No.

16.

(Through hybrid Mode)

1. Heard Ms. S. Pattnaik, learned counsel for the petitioner and Mr. S. K. Rout, learned Additional Standing Counsel.
2. Ms. S. Pattnaik, learned counsel for the petitioner submits that except for the confessions of the co-accused that they used to sell stolen aluminum to the petitioners, there is no other material to connect them with the crime. The offences under Section 412 and 413 of the IPC for which they have been charge sheeted are not made out against them. Neither any raid has been conducted in their premises nor any incriminating materials seized from them.
3. Mr. S. K. Rout, learned Additional Standing Counsel referring to the case diary submits that Prabhakar Das, Bulu @ Bhikari Charan Pradhan, Suresh Jena, Santosh Kumar Paul, who are charge sheet witnesses have stated that some of the accused persons have confessed before them that they have been selling stolen aluminum to the present petitioners.



4. Perused the report dated 24.01.2026 of the learned JMFC(Cognizance Taking), Keonjhar to whom the record has been transmitted from the Court of the learned SDJM, Keonjhar. It is stated therein that except accused persons Abhimanyu Saha @ Raja, Sk. Pradhan, Maheswar Mukhi, Sk. Nasir Box, Jayadev Naik, Duryodhan Naik, Sukanta Kumar Roul, Nilakantha Sankhari, Pradeep Kumar Nayak, all other accused persons have already appeared in the Court of the then S.D.J.M, Keonjhar. The case record was received by the Court on 27.02.2023 upon transfer. Now the case is posted to 16.02.2026 for appearance of the accused persons Abhimanyu Saha @ Raja, Sk. Pradhan, Maheswar Mukhi, Sk. Nazir Box, Jayadev Naik, Duryodhan Naik, Sukanta Kumar Roul, Nilakantha Sakhari, Pradeep Kumar Nayak.

5. From the report of the learned JMFC (Cognizance Taking), Keonjhar, it appears that the case is posted to 16.02.2026 for appearance of the other accused persons, I do not consider it necessary to extend the interim order for stay of further proceeding for the time being.

6. List this matter on 11.02.2026 for further hearing.

(Savitri Ratho)
Judge

Subhalaxmi

Signature Not Verified

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Signed by: SUBHALAXMI PRIYADARSHANI
SAHOO
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 04-Feb-2026 19:41:02

