



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.5000 of 2025

Omm Prakash Jena

.....

Petitioner

Represented By Adv. -
Asit Kumar Jena

-versus-

State Of Odisha

.....

Opp. Party

Represented By Adv. –
Sasmita Nayak, A.S.C.

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

ORDER
29.11.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the parties and perused the records.
3. This is an application under Section 528 of the BNSS has been filed by the Petitioner with a prayer to quash the criminal proceeding in connection with Raghunathpur P.S Case No.163 of 2025 which corresponds to Special G.R Case No.85 of 2025, pending in the file of learned Additional District Judge (POCSO), Jagatsinghpur for alleged commission of offences under Sections 126(2), 115(2), 74 of BNS and 12 of POCSO Act.
4. Learned counsel for the Petitioner during course of argument submits that the Petitioner does not want to press this application with liberty to the Petitioner to raise all the points at a



later stage by filing an appropriate application.

5. Considering the submission made, this CRLMC stands disposed of as not pressed with liberty as prayed for.

6. However, taking into consideration the submission made by the learned counsel for the Petitioner that the Petitioner is ready and willing to surrender before the learned trial court and cooperate for early conclusion of trial, further, keeping in view the role played by the Petitioner in the alleged crime, the Petitioner is given liberty to surrender before the learned Additional District Judge (POCSO), Jagatsinghpur in the aforesaid case within two weeks from today. In the event the Petitioner surrenders and moves for bail within the aforesaid period, learned Additional District Judge (POCSO), Jagatsinghpur shall do well to consider and dispose of the bail application of the Petitioner on the same day on merit in accordance with law.

7. Case Diary be made available to the concerned courts on an application being filed prior to surrender of the Petitioner before the court below. Records be transmitted to the higher forum at the cost of the Petitioner, if applied for.

8. Accordingly, the CRLMC is disposed of.

Issue urgent certified copy of this order as per Rules.

(Aditya Kumar Mohapatra)
Judge

Anil