



IN THE HIGH COURT OF ORISSA AT CUTTACK
RPFAM No.349 of 2024

Madan Mohan Jena

...

Petitioner

Mr. S.K. Swain, Advocate

-versus-

Sabhyarani Rout

...

Opposite Party

CORAM:
JUSTICE G. SATAPATHY
ORDER(ORAL)
04.03.2025

Order No.
04.

I.A. No.524 of 2024

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. The present Interlocutory Application U/S.5 of the Limitation Act, 1963 has been filed by the petitioner to condone the delay of 140 days in preferring the revision.
3. Heard, Mr. Santosh Kumar Swain, learned counsel for the petitioner and perused the record, but none appears for the OP despite being duly noticed.
4. After having considered the rival submissions and on going through the averments taken in the I.A., since there is a delay of 140 days in preferring the revision, which has been explained to some extent and taking into account the payment of cost of Rs.5,000/-by the petitioner to the OP, this Court considers it in the interest of justice to condone the delay. Accordingly, the delay of 140 days in preferring the revision is, hereby, condoned.



5. The I.A. is accordingly, disposed of.

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6. This revision is not only directed against the impugned order dated 14.03.2024 passed by the Family Court, Bhadrak in Criminal Proceeding No.08 of 2019, but also the petitioner in this revision has sought for a direction to the learned Judge Family Court, Bhadrak for early disposal of the Criminal Proceeding No.200 of 2023. It is, however, forcefully submitted by Mr. Swain that due to pending of the Criminal Proceeding No. 200 of 2023, the petitioner is highly prejudiced, but fact remains that despite having been served with notice, the OP has not appeared in this case.

7. In the aforesaid facts and circumstance, since there is a prayer by the petitioner for early disposal of Criminal Proceeding No.200 of 2023, the learned Judge Family Court, Bhadrak is hereby requested to submit a report as to the status of Criminal Proceeding No.200 of 2023 and the probable time required for disposal of the said case by next date.

8. List this matter on 28th March, 2025.

(G. Satapathy)
Judge