



IN THE HIGH COURT OF ORISSA AT CUTTACK

RPFAM No.349 of 2024

Madan Mohan Jena ***Petitioner***

Mr. D.P. Mishra, Advocate

-versus-

Sabhyarani Rout ***Opp. Party***

Mr. S. Kanungo, Advocate

**CORAM:
JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER
29.01.2026
(Hybrid Mode)**

**Order No.
06.**

1. The learned counsel for the petitioner refers to the order dated 04.03.2025. By the said order the coordinate Bench had requested the learned Judge, Family Court, Bhadrak to furnish a report regarding status of Criminal Proceeding No.200 of 2023 and the probable time required for disposal of the said case.

2. Pursuant to the said order, the learned Judge, Family Court, Bhadrak has submitted instruction by office letter dated 26.03.2025 and it is indicated that the Criminal Proceeding No.200 of 2023 is posted for evidence of O.P. on 08.04.2025.

It has been further informed by the learned Judge, Family Court that the said proceeding shall be



disposed of within twelve weeks from the date of issuance of letter i.e. 26.03.2025.

3. It is submitted by the learned counsel for the petitioner that MATA No.67 of 2025 has been filed by the opposite party-wife challenging the judgment and decree dated 07.01.2025 passed by the learned Judge, Family Court, Bhadrak granting ₹4,00,000/- as permanent alimony U/s.25 of the Hindu Marriage Act. The MATA is pending adjudication before the Division Bench of this Court as per roster assignment.

4. Both the learned counsel are requested to make an endeavor to pursue the parties to arrive at an amicable settlement acceptable to both. They shall have the liberty to move this Court for taking up of the issue of settlement in MATA.

5. It is submitted by the learned counsel for the petitioner that the amount directed by order dated 26.02.2018 in Criminal Proceeding No.115 of 2016 U/s.125 of Cr.P.C. i.e. ₹7,000/- per month has been paid up to February, 2024.

In response Mr. Kanungo, learned counsel for the opposite party submits that as per his instruction the amount has not been regularly paid.

6. However, in considered opinion of this Court, after a decree of divorce is granted by the competent court and the parties have agreed to part ways, payment of maintenance U/s.125 of Cr.P.C. should not be a issue for arriving at settlement moreso when



permanent alimony has been granted by the Court granting decree of divorce.

7. List in the week commencing 23.03.2026.

(Mruganka Sekhar Sahoo)
Judge

Radha