



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 221 of 2026

Dr. Sandeep Kumar Prusty & Anr.

.....

Petitioner(s)

Mr. Pravash Chandra Jena, Adv.

-Versus-

State of Odisha & Ors.

..... *Opposite Party(s)*

Ms. Gayatri Patra, ASC

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

21.01.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The Petitioners have filed this CRLMC with a prayer to quash the cognizance order dated 13.12.2022 passed by the learned J.M.F.C., (City), Cuttack in G.R. Case No.1493 of 2021 arising out of Mangalabag P.S. Case No.266 of 2021 as well as quash the entire criminal proceeding initiated against them on the ground of compromise.
4. The brief fact of the case is that on 9.11.2021, one Padmabati Pradhan lodged a written report before the I.I.C., Mangalabag P.S., alleging therein that her mother, named, Lilabati Singh,



suffered from Brain Haemorrhage and admitted in Medicine Ward, S.C.B. Medical College and Hospital, Cuttack. On 9.11.2021 in the morning hour the doctor came to visit the patient and gave a slip for blood test. On the said date, at about 7:00 P.M., while she and her brother had been to the chamber of Senior Dr. Jayanta Panda, the assistant of Dr. Jayanta Panda all of a sudden started scolding in filthy language and ousted them from the said room. Based on the aforesaid report, the I.I.C., Mangalabag Police Station registered a case vide Mangalabag P.S. Case No.266 of 2021.

5. Learned counsel for both the parties submits that in the meantime, the matter has amicably been settled between the Petitioners and the informant. In this regard, the informant has filed an affidavit on 19.09.2025.
6. The relevant portion of the affidavit filed by the informant is extracted hereunder:

“xxx

xxx

xx

That although I lodged the F .I.R. and that F .I.R was unknown however in the mean while the disputed fact between me with the above named petitioners have been made amicable settlement and the peace and tranquility between us has also been restored, accordingly I am no more interested to proceed with the above case, accordingly if the order of cognizance taken by the learned Court below under Annexure-2 Series dated 13 .12.2022 will be quashed in vis-à-vis quashing of the entire criminal proceeding against the above named petitioners then I have no objection at all.”



7. Considering the contents of the affidavit filed by the informant/ Opposite Party No.2 and following the ratio laid down by the Supreme Court in *Gian Singh v. State of Punjab and another*¹, and two other reported cases of this Court in *Lokanath @ Anadi Sethi and four others v. State of Orissa and four others*², and *Sansuri alias Khageswar Lenka and another –vrs.- State of Orissa and Another*³, this Court is of the opinion that no useful purpose will be served in allowing such proceedings to continue the criminal proceeding in the aforesaid case as it will only lead to abuse the process of law.
8. In view of the aforesaid discussion and considerations, the application is allowed. Accordingly, the order dated 13.12.2022 passed by the learned J.M.F.C.(City), Cuttack in G.R. Case No. 1493 of 2021, arising out of Mangalabag P.S. Case No. 266 of 2021, is hereby quashed. As a necessary corollary, the entire criminal proceeding initiated against the Petitioners in the aforesaid G.R. Case No. 1493 of 2021, pending before the Court of the learned J.M.F.C.(City), Cuttack, stands quashed. However, this Court deems it appropriate to impose cost of Rs.25,000/- (Rupees twenty five thousand) on the informant/Opposite Party No.2 for wasting

¹ (2012) 10 SCC 303

² 2014 (II) OLR 29

³ 2014 (II) OLR 452



the valuable time of the Police Department. The said cost shall be deposited with the **Police Welfare Funds** within ten days from today.

9. Accordingly, the CRLMC is disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge