



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.5294 of 2025

Smt. Nirupama Swain &
Anr.

Petitioner(s)

Mr. Manoranjan Das, Adv.

-versus-

State of Odisha & Ors.

Opposite Party(s)

Mr. Raj Bhusan Dash, ASC

Mr. Jaminikanta Das, Adv.

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order
No.

ORDER
16.03.2026

05. 1. This matter is taken up through hybrid arrangement.
2. In filing this CRLMC, the Petitioner No.1 being the wife of the Opposite Party No.4 and the Petitioner No.2 being their minor son, have sought for a direction from this Court to the Superintendent of Police, Puri/ Opposite Party No.2 and the I.I.C, Sadar Police Station, Puri/Opposite Party No.3 for executing the order of N.B.W dated 02.01.2023 issued by the learned Judge, Family Court, Berhampur in CRP No.178 of 2021 arising out of a proceeding under Section 125 of the Cr.P.C.
3. Heard.
4. Learned counsel for the Petitioners submits that despite the order dated 26.04.2021 passed by the learned Judge,





Family Court, Berhampur, the Opposite Party No.4 being the husband of the Petitioner No.1 is not paying the monthly maintenance to the Petitioners. He also contends that due to nonpayment of the monthly maintenance as per the order dated 26.04.2021, the impugned order of N.B.W dated 02.01.2023 has been issued to the Opposite Party No.4. He further contends that due to nonpayment of the said monthly maintenance, the Petitioners are suffering immensely. He, accordingly, prays for allowing the prayer made in this CRLMC.

5. At this juncture, learned counsel for the Opposite Party No.4/husband, on instruction, submits that the husband is ready and willing to pay a sum of Rs.2,00,000/- (rupees two lakh only) towards arrear monthly maintenance to the Petitioners.

6. In view of such facts and submissions made by the learned counsel for both the parties, this Court directs the Opposite Party No.4/husband to surrender before the learned Court in *seisin* over the matter along with an application for bail and deposit the amount (Rs.2,00,000/-) as undertaken hereinabove within seven working days hence. In such event, the said Court shall disburse the amount (Rs.2,00,000/-) in favour of the Petitioner No.1 as per the rules and release the Opposite Party No.4 on bail with some stringent conditions. The Opposite Party No.4



is also directed to pay the monthly maintenance to the Petitioners regularly.

7. Accordingly, this CRLMC is disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

Ayaskanta