



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No. 1115 of 2025

Ranjit Kumar Mishra **Petitioner**

Mr. Manas Ku.Chand, Advocate

-Versus-

State of Odisha **Opposite Party**

Ms. B.Dash, ASC

CORAM:

MR. JUSTICE R.K. PATTANAIAK

ORDER

06.01.2026

Order No.

01. 1. Heard Mr. Chand, learned counsel for the petitioner.
2. Instant revision is filed by the petitioner challenging the impugned order dated 6th December, 2025 as at Annexure-3 passed in connection with C.T. (Special) Case No.44 of 2024, whereby, an application under Section 348 BNSS as at Annexure-2 seeking recall and further cross-examination of P.W. 1 has been declined.
3. Perused the application under Section 348 BNSS at Annexure-2. The witness, namely, victim was examined, cross-examined and discharged on 3rd March, 2025, whereafter, in the month of November, 2025, such an application as per Annexure-2 has been moved by the petitioner demanding her recall for further cross examination.
4. Perused the impugned order i.e. Annexure-3.



5. Recorded the submission of Ms. Dash, learned ASC for the State, according to whom, each and every aspect dealing with the plea of for recall of P.W. 1 has been dealt with by the learned court below in terms of SoP of the Government of India issued by the Ministry of Law and Justice and the same is referred to therein.

6. In course of hearing, it is brought to the notice of the Court that the Medical Officer has already been examined and that, such recall of P.W.1 is absolutely necessary to ascertain whether her pregnancy was ever terminated. A copy of the deposition of the Medical Officer is requested to be served on the State in course of the day. State is directed to respond to the plea of the petitioner considering the evidence of the Medical Officer and reply back justifying any such recall of P.W. 1 as has been demanded by the petitioner.

7. List on 13th January, 2026 for final orders.

(R.K. Pattanaik)
Judge