



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No.1285 of 2026

CNR No. ODHC010622762026

Somanath Sethi

....

Petitioner

Mr. S.K. Mahanty, Advocate

-Versus-

State of Odisha & another

....

Opposite Parties

Mr. Bibhu Prasad Nayak, AGA

CORAM:

MR. JUSTICE R.K. PATTANAIK

**Order
No.**

**ORDER
09.09.2026**

- 01.
1. Heard Mr. Mahanty, learned counsel for the petitioner and State.
 2. Instant CRLMP is filed by the petitioner for a direction to the opposite parties and particularly, Superintendent of Police, Ganjam at Chhatrapur to consider his complaint dated 14th March, 2024 within a stipulated period.
 3. A copy of the complaint is at Annexure-1.
 4. The complaint is also sent to DSP, Superintendent of Police, Ganjam at Chhatrapur as per Annexure-2 but according to Mr. Mahanty, learned counsel, there is no action, hence, the CRLMP.
 5. Recorded the submission of Mr. Nayak, learned AGA for the State to the effect that the dispute is civil in nature, hence, no case is made out to register the complaint as FIR. In reply and response, Mr. Mahanty, learned counsel submits that the petitioner has been threatened with dire consequences by



the accused named in the complaint i.e. Annexure-1 further alleging that paddy has been illegally removed and a case of theft is made out.

6. When there is rival claim of the parties over paddy and it is alleged that theft has been committed, no criminal action would lie since the very nature of dispute is civil but at the same time, without expressing anything on merits of the alleged complaint at Annexure-1, this Court is inclined to direct the IIC of Chhatrapur PS to examine the same and to take a decision in accordance with law without being influenced by the observation made hereinabove.

7. Accordingly, it is ordered.

8. In the result, the CRLMP stands disposed of with the direction as aforesaid. It is further directed that upon receiving a copy of the complaint i.e. Annexure-1, the IIC of the PS concerned shall examine it and thereafter, if in case, any cognizable offences alleged to have been committed by the accused named therein, to register it as FIR and to proceed with the case according to law.

9. Issue urgent certified copy of this order as per rules.

10. A copy of the order be handed over to the State for intimation and compliance.

Signature Not Verified

Digitally Signed
Signed by: THAKURDAS TUDU
Reason: Authentication
Location: OHC, CTC
Date: 11-Sep-2026 12:06:23



(R.K. Pattanaik)
Judge