

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.3300 of 2012

Ashok Kumar Nayak.

....

Petitioner

-versus-

State of Odisha.

....

Opposite Party

CORAM: JUSTICE S.PUJAHARI

ORDER

26.04.2022

Order No.

08.

1. This matter is taken up through Hybrid mode.
2. The petitioner in this application under Section 482 of the Code of Criminal Procedure (for short “Cr.P.C.”) has prayed for quashing of the F.I.R. in Padwa P.S. Case No.16 of 2008, corresponding to G.R. Case No.192 of 2008, pending on the file of the learned S.D.J.M., Koraput.
3. Heard the learned counsel for the petitioner and the learned counsel for the State.
4. Since the F.I.R. allegation discloses a cognizable offence, this Court is not inclined to entertain this petition, more so when the status of the investigation is also not known. Hence, this CRLMC stands dismissed.

5. However, this Court observes that the petitioner, if so aggrieved, may challenge the order of cognizance if charge-sheeted and proceeded in the case, and case is pending for framing of charge.

6. A copy of this order be communicated to the Court below forthwith.

(S. Pujahari)
Judge

MRS

