IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No.320 of 2022

Puspalata Jena .... ***Petitioner***

Mr. A.K. Budhia,
Advocate

-versus-

State of Odisha & others .... ***Opp. Parties***

Mr. P. Mohapatra,
Additional Standing Counsel

CORAM:
JUSTICE BISWAJIT MOHANTY

ORDER
08.03.2022

Order No.

01. 1. This matter is taken up through video conferencing mode.

2. Heard Mr. A.K. Budhia, learned counsel for the petitioner and Mr. P. Mohapatra, learned Additional Standing Counsel.

3. According to Mr. Budhia, the petitioner is aggrieved by the tardy manner in which investigation is being done in connection with Nilagiri P.S. Case No.263 dated 05.10.2021 registered for commission of offences under Sections 376(1)/376(2)(n)/506 of the I.P.C.

4. In this context, Mr. Budhia relying on Sub-Section 1-A of Section 173 of the Code of Criminal Procedure, 1973 submits that the authorities are duty bound to complete the investigation in connection with offences under Section 376 IPC within two months from the date of on which the information was recorded by the Inspector-in-Charge of the Police Station. In such background, he prays that a direction be issued to the I.I.C., Nilagiri Police Station (opposite party No.3) to complete the investigation in connection with the above noted case within

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a specific time period.

5. Mr. Mohapatra fairly submits that the Investigating Officer is duty bound to complete the investigation within the time as has been indicated in the above provision of law and prays for some more time.

6. Considering the submissions made and without expressing any opinion on the merits of the case, this Court directs the I.I.C., Nilagiri Police Station (opposite party No.3) to take all effective steps to complete the investigation in the abvoe noted case within a period of four weeks from the date of production of a certified copy of this order in accordance with law if there is no other impediment.

7. Accordingly, the CRLMP is disposed of.

8. Urgent certified copy of this order be granted on proper application.

(Biswajit Mohanty)
Judge