

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No.953 of 2022

Sunil Kumar Mohapatra* *Petitioner

*Mr. A.K.Moharana,
Advocate*

-versus-

State of Odisha & others* *Opp. Parties

*Mr. D.Nayak,
Additional Government Advocate*

**CORAM:
JUSTICE BISWAJIT MOHANTY**

**ORDER
19.07.2022**

Order No.

01. 1. Heard Mr.Ajit Kumar Barik, learned counsel on behalf of Mr.A.K.Moharana, learned counsel for the petitioner and Mr. Nayak, learned Additional Government Advocate.
2. According to learned counsel for the petitioner, the grievance of the petitioner in this case pertains to non-registration of his complaint dated 18.4.2022 under Annexure-1 as F.I.R. by the I.I.C., Madhupatna Police Station (opposite party No.3) though the same reveals commission of cognizable offences. He further submits that though against such inaction, the petitioner has approached the Deputy Commissioner of Police, Cuttack (opposite party No.2) by filing a grievance petition dated 5.5.2022 vide Annexure-2 series sent through registered post on the same date, however, till date no action has been taken on the same. In such background, he prays that necessary directions be issued to opposite party Nos.2 & 3 for registration of the complaint of the petitioner as F.I.R. within a specific time period.

3. Considering the submissions made and without expressing any opinion on the merits of the case, this Court directs the Deputy Commissioner of Police, Cuttack (opposite party No.2) to take a decision on the grievance petition dated 5.5.2022 of the petitioner under Annexure-2 series in accordance with law keeping in mind the decision of the Supreme Court in the case of **Lalita Kumari Vs. State of U.P. & Others** reported in **AIR 2014 SC 187** within a period of four weeks from the date of receipt of a certified copy of this order, if in the meantime, the same has not been disposed of and communicate the result of such exercise to the petitioner. The petitioner is directed to supply copies of the complaint dated 18.4.2022 under Annexure-1 as well as grievance petition dated 5.5.2022 under Annexure-2 series to opposite party no.2 while presenting a certified copy of this order.

4. Accordingly, this CRLMP is disposed of.

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

