

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 2143 of 2015

Satyanaryan Panda

....

Petitioner

Mr. G.N. Mishra, Advocate

-versus-

Rabindranath Datta

....

Opposite Party

Mr. L. Mishra, Advocate

CORAM:

THE CHIEF JUSTICE

Order No.

ORDER
16.09.2022

07.

1. The settled legal position in *Aneeta Hada v. M/s. Godfather Travels and Tours (2012) 5 SCC 661* is that without criminal proceedings being initiated against the company, it is not possible for the complainant to proceed only against the Director.
2. Accordingly, order dated 21st April, 2015 passed by S.D.J.M., Talcher in ICC Case No.116 of 2012 and all proceedings consequent thereto are hereby quashed.
3. The CRLMC is disposed of. The interim order passed earlier stands vacated.
4. A copy of this order be communicated forthwith to the concerned Subordinate Court.

(Dr. S. Muralidhar)
Chief Justice