

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.4522 of 2011

Shyamal Kumar Dutta.

....

Petitioner

-versus-

State of Odisha.

....

Opposite Party

CORAM: JUSTICE S.PUJAHARI

ORDER

23.03.2022

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 entire criminal proceeding in C.T. Case No.753 of 2011, arising out of Baliapal P.S. Case No.53 of 2011, pending on the file of the learned S.D.J.M., Balasore.
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

