

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 2899 OF 2021

Santosh Kumar Dash

***..... Petitioner
Mr. Dinesh Kumar Patra, Adv.***

-versus-

State of Odisha

***..... Opposite Party
Miss S. Mishra, ASC
Mr. P.K. Nanda, Counsel for OP-2.***

**CORAM:
JUSTICE V. NARASINGH**

**ORDER
18.04.2022**

**Order No.
04.**

1. This matter is taken up through Hybrid Mode.
2. Heard Mr. D.K. Patra, learned counsel for the petitioner, Miss. S. Mishra, learned Additional Standing Counsel for the State and Mr. P.K. Nanda, learned counsel appearing for the Opposite Party No.2
3. The aforesaid CRLMC has been filed for quashing of the proceeding in G.R. Case No.58 of 2019 on the file of Learned Special Judge-cum-Sessions Judge, Gajapati at Parlakhemundi arising out of Parlakhemundi P.S. Case No. 219 of 2019.
4. Learned Counsel for the Opposite Party No.2 has appeared pursuant to the notice issued by this Court. He files an affidavit indicating that the matter has been settled out of Court with the intervention of well-wishers of both the sides and it is

also stated that Opposite Party No.2-Informant does not want to proceed in this matter any further. The Registry is directed to place such affidavit on record.

5. Taking into account the assertions made in the affidavit and on hearing the counsels for the parties and in view of the law laid down by the Apex Court in case of ***Parbatbhai Aahir alias Parbatbhai Bhimsinhbhai Karkur and others v. State of Gujarat and another***, reported in ***AIR 2017 SCC 4843***, the proceeding in connection with G.R. Case No.58 of 2019 on the file of Learned Special Judge-cum-Sessions Judge, Gajapati at Parlakhemundi arising out of Parlakhemundi P.S. Case No. 219 of 2019 stands quashed, in exercise of power Under Section-482 Cr.P.C.

6. The CRLMC thus stands disposed of.

7. Urgent certified copy of this order be granted as per rule.

Balaram

(V.Narasingh)
Judge