

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No.2414 of 2021

Nirakar Jena

....

Petitioner

Mr. P.R. Mishra, Advocate

-versus-

State of Odisha & Ors.

....

Opp. Parties

Mr. D.K. Mohanty,
Additional Standing Counsel.

CORAM:

JUSTICE BISWAJIT MOHANTY

ORDER

11.01.2022

Order No.

1. 1. This matter is taken up through Video Conferencing Mode.
2. 2. Heard Mr. P.R. Mishra, learned counsel for the petitioner and Mr. D.K. Mohanty, learned Additional Standing Counsel.
3. 3. According to Mr. Mishra, the grievance of the petitioner in this case pertains to non-registration of his complaint dated 17.12.2021 under Annexure-1 as F.I.R. by I.I.C., Dhusuri Police Station (opposite party no.3), which was duly acknowledged by Complaint Registration Receipt indicating the complaint no.244990018072100059 issued by the O.I.C., Dhusuri Police Station, Bhadrak though the same reveals commission of cognizable offences. He further submits that though against such inaction, the petitioner has approached the Superintendent of Police, Bhadrak (opposite party no.2) by sending a grievance petition dated 22.12.2021 under Annexure-2 Series 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 direction be given

to the opposite party no.2 to take a decision on the said grievance petition within a specific time period.

4. Considering the submissions made and without expressing any opinion on the merits of the case, this Court directs the Superintendent of Police, Bhadrak (opposite party no.2) to take a decision on the grievance petition dated 22.12.2021 under Annexure-2 Series in accordance with law keeping in the mind the decision of the Supreme Court in the case of **Lalita Kumari v. Govt. of U.P. & Others** reported in **AIR 2014 SC 187** within a period of four weeks from the date of production of copy of this order, if in the meantime, the same has not been already disposed of. The petitioner is directed to supply copies of the complaint under Annexure-1 as well as grievance petition under Annexure-2 Series to the Superintendent of Police, Bhadrak while presenting a certified copy of this order. Opposite party no.2 is directed to communicate the result of such exercise to the petitioner.

5. The CRLMP is accordingly disposed of.

6. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed vide Court's Notice No.4587, dated 25th March, 2020, modified by Notice No.4798, dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos. 514 and 515 dated 7th January, 2022.

(Biswajit Mohanty)
Judge

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