IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.1551 of 2026

CNR No. ODHC010334202026

Bhabani Sen .... ***Petitioner(s)***

Ms. Sasmita Nanda, Advocate

-versus-

State of Odisha and another .... ***Opposite Party(s)***

Mr. Aurobinda Mohanty, ASC
Mr. Bikash Parija, Advocate
(opposite party No.2)

CORAM: JUSTICE SIBO SANKAR MISHRA

ORDER
04.11.2026

Order No.

03. **1.** Heard.

2. At the instance of the petitioner/informant, the F.I.R. dated 15.07.2025 in Boudh P.S. Case No.304 of 2025 came to be registered against the opposite party No.2 for the alleged commission of offences punishable under Sections 85/296/115(2)/351(2)/351(3)/3(5) of B.N.S., 2023. The petitioner is the wife of the opposite party No.2.

3. In the present petition, the petitioner by invoking the inherent jurisdiction of this Court under Section 528 of B.N.S.S., 2023 is seeking quashing of the entire criminal proceeding in connection with Boudh P.S. Case No.304 of 2025 corresponding to C.T. Case No.330 of 2025 pending in the Court of the

learned J.M.F.C., Boudh and the consequential proceeding arising therefrom on the ground that she has settled the dispute with her husband, the opposite party No.2.

4. The prosecution case, in brief, is that on 15.07.2025, the petitioner appeared at the Police Station and lodged a written report alleging, inter alia, that since the date of her marriage, her husband, mother-in-law and two sisters-in-law had been subjecting her to physical and mental torture and had assaulted her on several occasions. On the basis of the said report, the F.I.R. was registered.

5. When the matter stood thus, the learned trial Court referred the matter to the Mediation Centre, Boudh, for exploring the possibility of settlement between the parties. Both parties appeared before the Mediation Centre and participated in the mediation proceedings, which culminated in a successful settlement. Accordingly, the Mediation Centre, Boudh, submitted the mediation report dated 20.03.2026, inter alia, recording that the parties have amicably resolved their disputes and have agreed to resume cohabitation and lead a peaceful conjugal life. The terms of settlement, as reflected in the said mediation report, read as follows:–

> **"5.Terms and Conditions**
> (i)The Accused Person shall not assault physically and mentally to the complainant in future.

(ii) The Accused Person shall not abuse in filthy languages.
(iii) The Accused Person properly takes care of the complainant.
(iv) The Complainant shall also not misbehave to the Accused Person and his family members.
(v) In view of the above settlement the Complainant does want to proceed in this case any further."

6. Learned counsel for the petitioner, on instructions, submits that, pursuant to the terms of the settlement arrived at between the parties, the petitioner has resumed her conjugal life with opposite party No.2 and she is happy in her marriage. She further submits that, in view of the amicable settlement, the petitioner does not want to proceed with the case against opposite party No.2.

7. Learned counsel for both the parties have conjointly submitted that in view of the successful mediation, the present petition may be disposed of. Both the counsels, on instruction, from their respective clients undertake that their clients would scrupulously follow and comply the terms of settlement.

8. The terms of settlement as reflected in the mediation report shall be form part of this order. The parties are bound by the terms of settlement.

9. Regard being had to the settlement arrived at between the parties through mediation, this Court is inclined to allow the petition. Accordingly, the criminal proceeding in connection with Boudh P.S. Case No.304 of 2025 corresponding to C.T. Case No.330 of 2025

pending in the Court of the learned J.M.F.C., Boudh, and the consequential proceedings arising therefrom qua the petitioner is quashed.

10. With this observation, the CRLMC is disposed of.

(S.S. Mishra)
Judge

Swarna

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Reason: Authentication
Location: High Court of Orissa
Date: 04-Nov-2026 19:35:18