IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.2702 of 2026

CNR No. ODHC010601612026

Emami Realty Limited, Kolkata .... ***Petitioner(s)***

Mr. Lalit Kumar Maharana, Advocate

-versus-

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

Mr. Sarathi Jyoti Mohanty, ASC

CORAM: JUSTICE SIBO SANKAR MISHRA

ORDER

19.11.2026

Order No.

01. **1.** Heard.

2. The petitioner by invoking the inherent jurisdiction of this Court under Section 528 of B.N.S.S., 2023 has filed this petition to explore the following relief:-

> "It is therefore prayed that this Hon'ble Court may graciously be pleased to issue notice to the Opp. Parties, and after hearing the parties, be pleased to direct transfer of the investigation of the case bearing F.I.R. No.0073, dated 04/02/2026, registered at Badagad Police Station, District UPD, Bhubaneswar, under Sections 318(4), 316(2), 338, 336, 61(1) and 3(5) of the Bharatiya Nyaya Sanhita, 2023, to the Economic Offences Wing, Police Station, Bhubaneswar, District-Khordha, Odisha, to secure the ends of justice and to ensure a fair, transparent and specialized investigation into the offences alleged."

3. Mr. Moharana, learned counsel for the petitioner submits that although the quantum of fraud alleged in the F.I.R. is to the tune of Rs.16,00,00,000/-,

the same is being investigated by the local police instead of being transferred to the Economic Offences Wing of the Odisha Police, as per the EOW Circular No.01 of 2019 dated 30.11.2019

4. When the matter was taken up for hearing on 10.08.2026, learned counsel for the State was directed to obtain instruction as to whether the investigation in the present case has been transferred or not. Pursuant thereto, the I.I.C., Badagada P.S. has submitted a report dated 31.08.2026, which is taken on record. As per the report, although the I.I.C. has stated that the investigation has already progressed substantially, at the same time, he has also mentioned that a requisition has been sent to the D.C.P., Bhubaneswar, for transfer of the case to the Economic Offences Wing vide D.R. No.4892/BGR P.S. dated 30.08.2026.

5. As per the report, since the requisition has already been sent to the D.C.P., Bhubaneswar, for transfer of the case to the Economic Offences Wing, it is expected that the D.C.P. shall act upon such requisition in the light of the EOW Circular No.01 of 2019 dated 30.11.2019.

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

Signature Not Verified
Digitally Signed
Signed by: SWARNAPRAVA DASH
Reason: Authentication
Location: High Court of Orissa
Date: 20-Nov-2026 16:47:06

(S.S. Mishra)
Judge