IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMP No.1662 of 2026
CNR No. ODHC010745902026

Sabitri Maharana **.....** ***Petitioner***
Represented by Adv.
- Kabiraj Pradhan

-versus-

State Of Odisha & Others **.....** ***Opposite Parties***
Represented by Adv. –
R.B. Dash, ASC

CORAM:
THE HON'BLE MR. JUSTICE SIBO SANKAR MISHRA

ORDER

Order No. **30.10.2026**

01. 1. At the instance of the petitioner, Gop P.S. Case No. 271 of 2026 was registered on 30.08.2026 for the alleged commission of offences punishable under Sections 85, 303(2), 351(2), 115(2) and 296 of the Bharatiya Nyaya Sanhita, 2023. The grievance of the petitioner is that the investigation has not been conducted fairly and has not been concluded within a reasonable period.

2. The State Counsel has placed on record a report dated 30.10.2026 of the IIC, Gop, P.S. which reads as under:-

"During course of investigation the 10 visited the spot, examined the complt. and other witnesses and recorded their statement U/S 180 BNSS. The 10 also suggested to the compit Sabitri Moharana for medical examination but the complt Sabitri Moharana denied to go for medical examination as she has no visible injury on her body.

In course of investigation it came to light that Late Raja Kishore Ojha and Kanakalata Ojha of village- Bharagola, PS- Gop. Dist- Puri have three sons namely Ranjit Kumar Ojha. Mituna Ojha and Bibhuna Ojha. After death of their father Raja Kishore Ojha, all the three sons had taken care of their widow mother Kanakalata Ojha for a period of 30 days cach. During the course of incident the 30 days responsibility was with Mituna Ojha. But on 28.08.2026 Kanakalata Ojha asked to Sabitri Ojha W/o Mituna Ojha to give her food. But Sabitri Ojha expressed her inability to give her food and gave a push to Kanakalata Ojha. When Mituna Ojha opposed such type of behaviour of his wife Sabitri Moharana, Sabitri Moharana also assaulted her husband by means of a broom and abused her. For which Ranjit Kumar Ojha opposed and advised her to become polite. As Sabitri Moharana assaulted and abused to Karakalata Ojha, hence Kanakalata Ojha lodged a complaint at Gop PS and Gop PS case No-272 dtd 30.08.2026 U/S 296/115(2) BNS was registered against Sabitri Moharana. When Sabitri Moharana came to know that Kanakalata Moharana was ready to lodge a compit against her, then she also lodged a complaint against Ranjit Ojha, the son of Kanakalata Ojha in exaggerated manner to harass the widow old lady Kanakalata Ojha

During course of investigation none of the witnesses proved the allegation made by the complt. Sabitri Moharana. Hence after completion of the investigation the 10 returned the case as Final Report declaring insufficient evidence L/S 296/115(2)/351(2)/303(2)/85 BNS against Ranjit Kumar Ojha So Late Raja Kishore Ojha of village- Bharagola, PS- Gop, Dist- Puri."

3. From the aforesaid report, it appears that, upon completion of the investigation, the police have submitted a Final Report as there was insufficiency of evidence. Since the Final Report has already been submitted, the petitioner is at liberty to avail the appropriate remedy available to him under law before the learned jurisdictional Magistrate, if so advised. The grievance raised in this CRLMP is accordingly left open to be agitated before the said Court in accordance with law.

4. With the aforesaid liberty, this CRLMP is disposed of.

(S.S. Mishra)
Judge

Rati/Subhasish

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