IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMP No.1852 of 2026
CNR No.ODHC010843392026

Bijayalaxmi Das & Another **.....** ***Petitioners***

Represented by Adv. - Padmalaya Mohapatra

-versus-

State Of Odisha & Others **.....** ***Opposite Parties***

Represented by Adv. – A.K. Apat, AGA

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

ORDER
19.11.2026

Order No.

01. 1. Heard.

2. The petitioners had earlier approached this Court by filing CRLMP No.413 of 2026. A Co-ordinate Bench of this Court, vide judgment dated 30.04.2026, disposed of the said CRLMP with the following observations and directions:

> *"13. As this allegation discloses a cognizable offence, although it is against unknown persons, if the petitioner submits a properly constituted complaint before the IIC, Marshaghai Police Station within a period of two weeks from today, the same shall be considered and acted upon in accordance with law. If the petitioner has any further grievance, it is open to her to follow the procedure under Section 173(4) and Section 175(3) of the BNSS.*

14. It is also observed that if enquiry/investigation reveal that the son of the petitioner Litu @ Debi Prasad Das is alive and had left the village to avoid arrest by the police and this was/is in the knowledge of the petitioner, steps in accordance with law shall be taken against the petitioner and her son."

3. Learned counsel for the petitioners submits that, pursuant to the aforesaid judgment, the F.I.R. was registered on 14.05.2026 as Marshaghai P.S. Case No.205 of 2026 for the alleged commission of offences punishable under Sections 103(1), 140(1) and 3(5) of the Bharatiya Nyaya Sanhita, 2023. However, the investigation has not been conducted in a fair, speedy and impartial manner. It is further submitted that the petitioners have submitted repeated representations before opposite party Nos.2 and 3, but no heed has been paid to the same. Being aggrieved by the inaction of the investigating agency, the petitioners have approached this Court seeking a direction for expeditious completion of the investigation.

4. A fair, speedy and impartial investigation is the right of petitioners. Hence, the prayer made by the petitioners deserves consideration. Accordingly, this Court finds merit in the grievance raised by the petitioners. Therefore, this CRLMP is allowed.

5. Hence, the Opp. Party No.2 is directed to take appropriate steps to ensure that the investigation in Marshaghai P.S. Case No.205 of 2026 is conducted fairly and concluded expeditiously and the report under Section 193 BNS (corresponding to Section 173 Cr.P.C.) be filed

before the Court of competent jurisdiction without any unnecessary delay.

6. In view of the above observations and directions, this CRLMP is disposed of.

(S.S. Mishra)
Judge

Rati Ranjan

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Reason: Authentication
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