

FORM OF ORDER-SHEET**IN THE COURT OF THE COMMISSION FOR INQUIRING INTO BHARATPUR
INCIDENT AND MATTERS INCIDENTAL THERETO**

Serial No. of Order	Date of order	Order with initials of the Commission	Office note as to action taken on order (if any) and date
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1	01.10.2024	Draft notice prepared by the office is approved in presence of the Assessors Mr. P.K. Mohapatra and Mr. Dayananda Mohapatra, Advocates, Orissa High Court. The notice be published in all the widely circulated vernacular and English newspapers of the State and at least in three English newspapers of national circulation. The Secretary of the Commission is authorized to sign the notice. The notice be handed over to the Secretary to Government in I & P.R. Department for prompt publication in the aforesaid manner. Sd/- Commission of Inquiry	

2	07.10.2024	The notice published in the Newspapers; The Samaj, The Sambad, The Dharitri, The Prameya, The Hindu, The Indian Express, the Times of India on 05.10.2024 are placed before me. The notice is in accordance with the draft sent to the I & P.R. Department and the notice in all the aforesaid newspapers are published both in English and Odia versions for proper understanding of the contents by general public. Sd/- Commission of Inquiry	
3	09.10.2024	It is verified from the Secretary, Mr. Mohanty and Asst. Secretary-cum-Court Officer Mr. Mishra that very few number of affidavits have been received so far owing to ongoing festivities DUSSEHERA . Be that as it may, the office is directed to maintain the register of daily receipts of affidavits either in e-mail of the Commission or through posts or in the drop box. Sd/- Commission of Inquiry	

4	21.10.2024	All the SPs and DCPs be directed to submit the Facts Sheet prepared by the Commission within 10 days as far as practicable. Notice be also issued through the IOs of the CID CB to all the accused persons in CID CB case No. 10,11 & 12 to file affidavit in accordance with Rule 5 (2)(a) of the Commission of Enquiry (Central) Rules 1972. Sd/- Commission of Inquiry	
5	28.10.2024	As I was absent in the Headquarters, approval was taken from me on 26.10.2024 by the Secretary Mr. Mohanty for extension of time to facilitate filing of affidavits on the ground that some interested persons have prayed for extension of time as they could not file affidavits owing to cyclone DANA and festive occasions. The approval having been given in Whatsapp, the contents of the note of the Secretary in Whatsapp and the approval given in hard copy be attached to the file.	

6	30.10.2024	Accordingly, time was given till 05.11.2024 to file affidavits in the modes like e-mail, posts or drop box. Sd/- Commission of Inquiry The Addendum dt. 29.10.2024 and 30.10.2024 published in different Newspapers regarding extension of time till 05.11.2024 is placed before me. The same is in accordance with the draft prepared by the Office. The copies be kept on record. Sd/- Commission of Inquiry	
7	05.11.2024	Notice be issued to the all the accused persons in CID CB Case No. 10, 11 & 12 to appear in person or through Counsel at 10.30 a.m. on 14.11.2024. Sd/- Commission of Inquiry	

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8	06.11.2024	By the evening of 05.11.2024, 525 number of affidavits have been received. The affidavits received so far `except the date 05.11.2024 are stated to be scrutinised by the Assessors. It is made clear that no affidavit received in the Drop Box or e-mail after the closing hour of 05.11.2024 shall be entertained. However, if any affidavit has been sent by any person two days prior to scheduled date of acceptance i.e. 05.11.2024 shall be accepted for purpose of record. Sd/- Commission of Inquiry	

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9	14.11.2024	In obedience to the notice dated 05.11.2024 Mr. Yasobanta Das, Sr. Advocate and Mohit Mohanty, Advocate have entered appearance for Miss X and Mr. Y. Mr. Soura Chandra Mohapatra, Sr. Advocate and Mr. Sandip Raj Panda, Advocate have entered appearance for the then IIC of Bhatarpur PS namely Dinakrushna Mishra, Prasanta Moharana & Swayam Prakash Mohanty, the then SIs of Bahratpur PS and Balaram Hansada, the then constable of Bharatpur PS. Mr. Soura Chandra Mohapatra, Sr. Advocate and Mr. Raj Kumar Rout, advocate have entered appearance for Baisalini Panda, the then SI of Bharatpur PS, Salilamayee Sahoo & Sagarika Ratha the then ASIs of Bhatarpur PS. Mr. Basantn Kumar Jena, Advocate appears for Akash Padhiary, Harish Mahanta and Aditya Ranjan Behera, the alleged miscreants of Pathara Gadia under Chandaka PS.	

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	Contd.... 14.11.2024	Mr. Dibakar Maharana, Advocate enters appearance for Ashis Kumar Swain, Aman Kumar, Abhilash Samant and Rakesh Kumar Nayak the alleged miscreants of the aforesaid spot. Mr. Debasish Tripathy, Learned Additional Govt. Advocate appears for the State. On scrutiny of the 525 affidavits filed by the closing hours of the prescribed date, we have short listed 42 affidavits in which cross examination may be taken up in compliance of Section 8 (B) of the Commission of Enquiry Act, 1952 (in short ‘the Act’). Affidavits of Miss X, Mr. Y, Subedar Binod Kumar Singh, Lt. Col. Rajendra Singh, Nursing Assistant Ashish Viswakarma, Lt. Col. Amit Kumar Singh Parihar and Lt. Col. Rohit Kumar Singh be supplied to Mr. Panda and Mr. Rout, Advocates who are appearing for the police personnel. Similarly, affidavits given by Dinakrushna Mishra along with affidavits of Salilamayee Sahu, ASI, Balaram Hansda, Constable, Prasanta Maharana, SI, Swayam Prakash	

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	Contnd... 14.11.2024	Mohanty, SI, Durga Prasad Champati, Driver, Bharatpur PS, Anita Ransingh, Reserve Constable, BBSR, Chandra Munda, SI, Bharatpur PS, Kalucharan Sahoo, Constable, Bharatpur PS, Chiranjib Bidika, OASF, Dharitri Behera, Reserve Constable, Kuni Das, Sweeper, Bharatpur PS, Tapas Paikray, Driver, ACP Zone 3, BBSR, Mamata Patra, Constable, Bharatpur PS, Kusha Gadba, OASF, Ajaya Kumar Paikray, HG, Driver, Bharatpur PS, Santosh Satpathy, SI, Bharatpur PS, Tapas Pradhan, ACP Zone 3, Suresh Chandra Patra, DCP BBSR, Deepak Khandayat Ray, IIC, Bharatpur PS, Saurabh Das (Independent eye witness), Gagan Barik (Independent eye witness), Ranjan Pattnaik (Independent eye witness), Manas Khatua (Independent eye witness), Smruti Ranjan Pradhan, Nirod Ranjan Pattnaik, Rajesh Kumar Swain, Pabitra Kumar Sahu, Akashdeep Singh, Kailash Chandra Das, Somya Ranjan Biswal, Somya Ranjan Sahu, Akshya Kumar Dash along with original affidavit of Baisalini Panda SI of police along with her additional affidavit, affidavit of Sagarika Ratha, ASI along with her additional	

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	Contd... 14.11.2024	affidavits and two pen drives with their certificate purported to be u/s 63 of Bharatiya Sakhya Adhiniyam are to be supplied to Mr. Mohit Mohanty, Advocate appearing for Miss X and Mr.Y. It is made clear that admissibility of the pen drives as aforesaid shall be decided in course of hearing of the matter. Furthermore, it is made clear that any of the parties may file appropriate petition to call for any of the statements of any witness recorded or the pen drive seized by the CID CB in course of the investigation. It is further made clear that by supply of affidavits to the respective parties today, Sec. 8 (B) of the aforesaid Act is complied with. Advocates appearing for the parties are unanimous in their prayer that they shall file their respective responses, if any, to the affidavits received by them today under Section 8 (B) of the Act within 10 days hence. As the alleged miscreants at Pathargadia have filed no affidavits, they shall have only the opportunity to cross examine any of the witnesses in course of the proceeding, but they	

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	Contd.... 14.11.2024	are barred to put forth a new case of their own in course of such examination in view of non-filing of affidavits by them. It is further made clear that in course of cross examination if the learned advocates appearing for the alleged miscreants want copy of any affidavit short listed for the purpose of Section 8(B) of the Act may be supplied to them under proper application to the learned Secretary to the Commission. Copies of affidavits of all the persons selected under Section 8 (B) of the Act be supplied to Mr. Debasis Tripathy, learned Additional Govt. Advocate. List this matter on 30.11.2024 at 11 a.m. It is made clear that no extension of time shall be given as sufficient time has already been granted for filing of response. Mr. Mohanty, Advocate appearing for Miss X and Mr.Y and Mr. Panda and Mr. Rout, Advocates appearing for the police personnel are agreeable for spot visit on 19.11.2024 so far as occurrence in Bharatpur PS is concerned. So far as the occurrence at Pathargadia is concerned, I am not taking any decision on that	

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	Contd.... 14.11.2024	as the alleged miscreants, who are alleged to have manhandled Miss X and Mr. Y at the spot, have not filed any affidavits. However, if the proceeding so requires, spot visit may be taken up in that scene of crime latter on after considering the submission of the learned counsels appearing for the parties. Accordingly, the spot inspection is fixed to be held on 19.11.2024 at 3 p.m. at Bharatpur Police Station. The IIC of Bharatpur Police station be communicated accordingly. Learned Counsel appearing for Miss X and Mr Y and learned counsels appearing for the police personnel are requested to be present at the spot i.e. Bharatpur P.S. along with their clients ahead of the scheduled time on 19.11.2024. Learned Secretary to the Commission is directed to make an Amin available at the spot for preparation of spot map of the relevant point of assault and counter assault at the spot. The service of an official photographer and videographer be made available at Bharatpur P.S. during spot visit and the Secretary of the Commission is requested to requisition their	

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	Contd.... 14.11.2024	services from I & P.R., Department, Govt. of Odisha and they shall be present at the spot i.e. Bharatpur P.S. ahead of the time so fixed. Sd/- Commission of Inquiry	