

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 1113 of 2022

Ashrita Mallick & another

.... Petitioners
Mr.B.K.Nayak, Advocate

-versus-

State of Odisha

.... Opposite Party
Mr.P.C.Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

04.02.2022

Order No.

1. This matter is taken up through Video Conferencing mode.
2. Heard learned counsel for both the parties and perused the records.
3. The Petitioners are apprehending arrest for the alleged commission of offence under Sections 20(b)(ii)(B)/29 of N.D.P.S.Act in C.T.Case No.04 of 2022 of the Court of the learned Special Judge-cum-Additional District & Sessions Judge, Baliguda, Kandhamal.
4. Keeping in view the nature of allegations, gravity of offence and fact of the case, this Court is not inclined to grant anticipatory bail to the Petitioners. However keeping in view the submission made by the learned counsel for the Petitioners, they are given liberty to surrender before the learned Special Judge-cum-Additional District & Sessions Judge, Baliguda, Kandhamal in the aforesaid case within 21 days and apply for bail. On such event, learned Special Judge-cum-Additional District & Sessions Judge, Baliguda, Kandhamal shall consider their application and dispose of the same on the same day.

While disposing of the bail application he shall keep in mind the principles of parity. Case diary be made available to the concerned court on the relevant date.

7. The ABLAPL is accordingly disposed of.

8. As the restrictions due to resurgence of COVID -19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned Advocate, in the manner prescribed vide Court's Notice No.4587, dated 25th March, 2020, modified by Court's Notice No.4798, dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

RKS

