

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2769 of 2021

1. Sushant Kumar Pati
2. Ghanashyam Pati
3. Prasanta Kumar Pati
4. Gitanjali Pati

.... **Petitioners**

Mr. A. Mishra, Advocate

-versus-

State of Odisha

.... **Opp. Party**

Mr. D.K. Pani,
Addl. Standing Counsel

CORAM:
JUSTICE S.K. SAHOO

ORDER
16.02.2022

Order No.

04. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Learned counsel for the State on instruction received from the Inspector in-charge of Patkura police station submitted that till date, no first information report has been registered against the petitioners.

In view of such submission, since there is no apprehension of arrest of the petitioners, I am not inclined to entertain the application under section 438 of Cr.P.C. The petitioners are at liberty to seek appropriate remedy after the registration of the F.I.R.

The ABLAPL is accordingly disposed of.

Interim order dated 22.03.2021 stands vacated.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge

RKM

