

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 2517 of 2022

Pradipta Kumar Sarangi

....

Petitioner

Mr.Prdeep Kumar Mohanty, Advocate

-Versus-

State of Odisha and another

....

Opposite Parties

Standing Counsel Vigilance

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

24.09.2022

Order No.

- 01.
1. Heard learned counsel for the petitioner and learned Standing Counsel for the Vigilance.
  2. Instant petition under Section 482 Cr.P.C. is filed by the petitioner praying for quashing of the order of NBWA dated 30<sup>th</sup> August, 2022 passed by the learned Special Judge, Vigilance, Bhubaneswar in T.R. Case No.21 of 2018 on the grounds stated therein.
  3. Perused the copy of the order sheet at Annexure-1.
  4. Learned counsel for the petitioner submits that the petitioner was on bail dated 4<sup>th</sup> January, 2019 but subsequently, NBWA has been issued against him on 30<sup>th</sup> August, 2022 since he defaulted in appearance. It is further submitted that the petitioner could not know about the date fixed by the learned court below nor his Advocate had taken any step, as a result of which, the impugned order was passed and considering the fact that he was on

previous bail, the petitioner should be directed to surrender and allowed to go on bail with conditions.

5. The Court perused the order dated 30<sup>th</sup> August, 2022 but does not find any illegality being committed by the learned court below. In fact, the petitioner failed to turn up and on account of his default learned court below rightly issued the NBWA against him. However, at this juncture, the Court is of the view that in the facts and circumstances of the case, the petitioner should be directed to surrender before the court below and released on bail with conditions which instead would serve the purpose.

6. Accordingly, it is ordered.

7. In the result, the CRLMC stands disposed of with a direction to the petitioner to surrender before the court of learned Special Judge, Vigilance, Bhubaneswar on or before 14<sup>th</sup> October, 2022 in T.R. Case No.21 of 2018 and in the event of his surrender, the court below shall release him on bail subject to conditions.

8. An urgent certified copy of this order be issued as per rules.

(R.K. Pattanaik)  
Judge