

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13051 of 2022

Sandeep Kumar Mohapatra

Petitioner

....
Mr.G.R.Mohanty, Advocate

-versus-

State of Odisha

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

**CORAM:
JUSTICE A.K.MOHAPATRA**

**ORDER
12.10.2022**

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. The present bail application has been filed apprehending his arrest in a case which is likely to be registered against the Petitioner in Mahila P.S., Bhubaneswar under section 498-A of the Indian Penal Code. However, no F.I.R. has been registered so far against the Petitioner. Therefore, there is no apprehension of arrest of the Petitioner at the moment. Accordingly the ABLAPL is not maintainable.
3. However, in the event any F.I.R. is registered in Mahila P.S., Bhubaneswar in the aforesaid section, the I.O. shall follow the mandatory procedure as has been directed by the Hon'ble Supreme Court of India in the case of **Arnesh Kumar-v.-State of Bihar and**

another : reported in **(2014) 8 SCC 273**, if the same is applicable to the facts of the present case.

4. The ABLAPL is accordingly disposed of.
5. Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

RKS

