

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 2943 of 2022

Ramakanta Patra and Others

....

Petitioners

Mr. U.C. Jena, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. Tapas Kumar Praharaj, SC,

**CORAM:
MR. JUSTICE R.K. PATTANAİK**

**ORDER
21.10.2022**

Order No.

- 01.
1. Heard learned counsel for the petitioners and learned counsel for the State.
 2. The instant petition under Section 482 Cr.P.C. have been filed by the petitioners challenging the order dated 29th June, 2022 passed by the learned J.M.F.C., Soro in C.T. Case No.863 of 2012 arising out of Khaira P.S. Case No.135 of 2012 for having issued the non-bailable warrants of arrest against the petitioners on the ground stated therein.
 3. Perused the impugned order under Annexure-1, whereby, learned court below issued NBWA against the petitioners due to their default which is absolutely justified and therefore, calls for no interference. However, learned counsel for the petitioners submits that the petitioners were on bail but due to recent default which is not intentional, the order has been passed.

4. Having regard to the above submissions of learned counsel for the parties, the Court is inclined to direct the petitioners to surrender and move for bail. Accordingly, it is ordered.

5. The petitioners are directed to surrender before the court below on or before 10th November, 2022 in C.T. Case No.863 of 2012 arising out of Khaira P.S. Case No.135 of 2012 and move for bail and in such an event, they shall be released on bail with conditions as deem fit and proper by the court below.

6. The CRLMC application stands disposed of.

Basudev



(R.K. Pattanaik)
Judge