

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15696 of 2022

Sitanshu Sekhar Ray & others

Petitioners

....
Mr. Byomakesh Tripathy, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr. P.K.Rout, A.G.A.

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

**ORDER
20.12.2022**

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. The present bail application has been filed by the Petitioners apprehending their arrest in a case which is likely to be registered against the them in Mancheswar and 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 Petitioners. Therefore, there is no apprehension of arrest of the Petitioners at the moment. Accordingly the ABLAPL is not maintainable.
3. However, in the event any F.I.R. is registered in Mancheswar and 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

