IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.5487 of 2025

Abhimanyu Behera **.....** ***Petitioner***

Represented by Adv. -
Jyotirmaya Sahoo

-versus-

State Of Odisha **.....** ***Opposite Party***

Represented by Adv. –

Mr. U.R. Jena, AGA

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
22.12.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

I.A. No.3869 of 2025

2. Heard.

3. This is an application for exemption with the certified copy of FIR under Annexure-1.

4. Considering the prayer made in the I.A., filing of certified copy of FIR under Annexure-1 is dispensed with for the time being.

5. Accordingly, the I.A. stands disposed of.

CRLMC No.5487 of 2025

6. Heard learned counsel for the Petitioner as well as learned

counsel for the State. Perused the records.

7. The present application has been filed by the Petitioner with a prayer to quash the entire criminal proceeding arising out of Khurda Sadar P.S. Case No.42 of 2024, corresponding to G.R. Case No.133 of 2024, pending before the Court of learned S.D.J.M., Khurda.

8. Learned counsel for the Petitioner at this juncture contended that he does not want to press this application with liberty to raise the point at the time of framing of charge by filing a discharge petition. He further submitted that the Petitioner be permitted to surrender before the Court below and move an application for bail.

9. Considering the submissions made by the parties, the application is disposed of as not pressed with liberty as prayed for.

10. However, on the submission of the leaned counsel, the Petitioner is giving liberty to surrender before the learned S.D.J.M., Khurda, in the aforesaid case in the first hour within 21 working days hence and move for bail. On such event, the learned Magistrate shall consider their application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, the Petitioner may move for bail before the higher forum in the second hour. On such event, the higher forum shall consider and dispose of the bail application of the Petitioner on the same day strictly on the basis of the materials on record by maintaining the principles of parity, if applicable. Case Diary be made available to the concerned courts. Records be transmitted to

the higher forum at the cost of the Petitioners, if applied for.

Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)
Judge

Sisir

Signature Not Verified
Digitally Signed
Signed by: SISIR KUMAR SETHI
Designation: Personal Assistant
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 24-Dec-2025 13:10:03