IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 1088 of 2026

Sushanta Panka ..... ***Petitioner(s)***

Mr. Debabrata Dash, Adv.

-Versus-

State of Odisha ..... ***Opposite Party (s)***

Mr. Raj Bhusan Dash, ASC

CORAM:
DR. JUSTICE SANJEEB K PANIGRAHI

ORDER
07.04.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the Petitioner and learned counsel for the State.
3. The Petitioner has filed this CRLMC challenging the order dated 23.12.2025 passed by the learned S.D.J.M., Dharamgarh, in C.T. Case No.465 of 2019, issuing N.B.W.(A) against him.
4. Learned counsel for the Petitioner submits that the Petitioner was earlier on bail vide order dated 13.07.2022 by the court below. He was regularly attending the court on each date of posting of the case. However, on 23.12.2025, the Petitioner could not remain

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present in court as his conducting counsel did not take any step for his attendance due to communication gap. Hence, the learned court in *seisin* over the matter issued N.B.W.(A) against him. He further submits that the Petitioner undertakes that he will cooperate till the end of the trial and appear before the court on each date of posting without fail, failing which, fresh N.B.W. shall be issued against him.

5. In view of such facts and submissions made by the learned counsel for the Petitioner, this Court is inclined to allow the CRLMC. Accordingly, the order dated 23.12.2025 passed by the learned S.D.J.M., Dharamgarh in the aforesaid case, so far it relates to issuance of N.B.W.(A) against the Petitioner, is hereby quashed.

6. The Petitioner is directed to surrender before the court in *seisin* over the matter in the aforesaid case and move for bail within a period of fifteen days hence. On such event, the said court shall release him on bail with some stringent conditions so as to enable him to appear before the court on each date of posting of the case. In addition, the Petitioner shall deposit a sum of Rs.500/- as cost for violating the court's order. The said amount shall be deposited with the Dharamgarh Bar Association Welfare Fund for the purpose of utilizing the said amount for purchasing books

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for the Bar library. The copy of the receipt of the said deposit shall be presented before the court in *seisin* over the matter.

7. Accordingly, the CRLMC is disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge

Murmu

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