



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMP No. 59 of 2026

Prasanta Kumar Dash and others

Petitioners

Mr. Alekha Kumar Sahoo, Advocate

-versus-

State of Odisha and others

Opposite Parties

*Mr. Raj Bhusan Dash,
Additional Standing Counsel*

CORAM:

THE HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

10.02.2026

Order No.

02.

(Through hybrid mode)

1. Perused the report of the Additional Superintendent of Police/Investigating Officer, EOW, CID Crime Branch, Bhubaneswar where details have been provided regarding the investigation carried out so far in this case. It has been stated that the accused persons, namely, Sushanta Nag and Laxmipriya Biswal are willfully evading arrest. Accused Sushanta Nag is outside the country in the UAE and his wife Laxmipriya Biswal is not traced. Issuance of NBW against Sushanta Nag is necessary for enabling initiation of process of provisional arrest/extradition of Sushanta Nag from the United Arab Emirates and for secure the presence of



both the accused before the Court to face trial. Prayer was made before the Presiding Officer under the OPID Act for issuance of the warrant of arrest against Sushant Nag and Laxmipriya Biswal to secure their presence before the trial Court. But by order dated 11.11.2025, the Designated Court under the OPID Act held that it is in charge only of the routine duty and not specially empowered by the Hon'ble High Court for which he lacks the jurisdiction to issue NBWs and the application for issue of NBW was tagged with the case record, to be placed before the regular Presiding Officer on his/her joining for consideration in accordance with law. It has also been stated that regular Presiding Officer has not been posted to the designated Court under the OPID Act.

2. List this case on 18.02.2026 for the Registry to obtain instruction from the Registrar (Administration), if any Presiding Officer has been posted to the Designated Court under the OPID Act, Cuttack. As it is apparent from the instructions that Laxmipriya Biswal is very much present inside the country, learned State Counsel is directed to obtain instruction regarding the steps taken by the I.O. for arresting her.

(Savitri Ratho)
Judge

RKS