



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRL. REV. No.60 of 2026

Anil Kumar Singh

....

Petitioner

Ms. S. Pattanaik, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S. Panigrahi,

Advocate

CORAM: JUSTICE V. NARASINGH

ORDER

22.01.2026

Order
No.

- 01.** 1. Heard learned counsel for the Petitioner and the learned counsel for the State.
2. During the course of hearing, learned counsel for the Petitioner relies on the decision of this Court in the case of **Ashis Ranjan Mohanty (Adv.) vrs. State of Odisha and others, 2022 (I) ILR - CUT 495** more particularly Paragraph 16(IV) which reads as under;

"xxx xxx xxx

(IV) The Courts should invariably pass orders for return of vehicles and/or accord permission for sale thereof and if in a rare instance such request is refused, then reasons thereof to be recorded in writing should be the general norm rather than the exception.

xxx xxx xxx"



3. Referring to the same, it is submitted that refusal for permission of the learned Court in seisin "not to transfer or dispose of the vehicle till disposal of the case" which is involved in a case under Sections 281/106(1)/187 of BNS needs to be interfered with by exercising the revisional jurisdiction.

4. Prima facie this Court is not persuaded that the direction extracted hereinabove will apply bereft of the factual matrix of each case and in coming to such view, this Court respectfully refers to the decision of the Apex Court in the case of **Sunderbhai Ambalal Desai vrs. State of Gujarat, (2002) 10 SCC 283** which has already been referred to in the case of Ashis Ranjan Mohanty (supra). The said decision is taken on record.

5. Since learned counsel for the Petitioner seeks an adjournment, the matter is adjourned to 26.02.2026.

(V. NARASINGH)
Judge

PKS