



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.1764 of 2026

Biswajit Dash

.... **Petitioner**
Mr. R.R. Sinha, Advocate

-Versus-

State of Odisha

.... **Opposite Party**
Mrs. S. Mohanty, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIAK

ORDER
25.03.2026

Order
No.

01.

1. Learned counsel for the petitioner submits that the ABLAPL may be disposed of with an observation that the decision of the Apex Court in **Arnesh Kumar Vrs. State of Bihar & another AIR 2014 SC 2756** shall be allowed. Recording such submission and the response of learned counsel for the State and since no FIR has been lodged till date, the ABLAPL is disposed of with such an observation that there shall be compliance of Section 35(3) BNS. vis-à-vis the petitioner in the event of any such cause of action arises with a case registered in future if the offences alleged are punishable with imprisonment of less than 7 years.

2. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge