



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 873 of 2026

*Alok Prajapati & Anr*

..... *Petitioner(s)*

*Mr. Upendra Kumar Pandey, Adv.*

-Versus-

*State of Odisha*

..... *Opposite Party (s)*

*Mr. Debasish Nayak, AGA*

**CORAM:**

**DR. JUSTICE SANJEEB K PANIGRAHI**

**ORDER**

**20.03.2026**

**Order No.**

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The Petitioners have filed this CRLMC challenging the order dated 29.01.2026 passed by the learned 1<sup>st</sup> Additional District Judge, Rourkela in ST Case No.195 of 2023, issuing N.B.W. against them.
4. Learned counsel for the Petitioners submits that the Petitioners are on bail by the court below. They were regularly attending the court on each date of posting of the case. However, on 29.01.2026, the Petitioners could not remain present in court as their conducting counsel did not take any step for their attendance due



to communication gap. Hence, the learned court in *seisin* over the matter issued N.B.W. against them. He further submits that the Petitioners undertake that they 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 them.

5. In view of such facts and submissions made by the learned counsel for the Petitioners, this Court is inclined to allow the CRLMC. Accordingly, the order dated 29.01.2026 passed by the learned 1<sup>st</sup> Additional District Judge, Rourkela in the aforesaid case, so far it relates to issuance of N.B.W. against the Petitioners, is hereby quashed.
6. The Petitioners are 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 them on bail with some stringent conditions so as to enable them to appear before the court on each date of posting of the case. In addition, each of the Petitioners shall deposit a sum of Rs.1000/- (Rupees one thousand only) as cost for violating the court's order. The said amount shall be deposited with the Rourkela, Bar Association Welfare Fund for the purpose of utilizing the said amount for purchasing books 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*