



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2895 of 2025

***Makaram Nanda @ Makaranda
Nanda***

.....

Petitioner

Represented By Adv. -
Suryakanta Dwibedi

-versus-

State Of Odisha

.....

Opposite Parties

Represented By Adv. -
Ms.Sasmita Nayak,ASC

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

26.03.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Heard learned counsel for the Petitioner as well as the learned Additional Standing Counsel for the State. Perused the records.
3. The Petitioner is apprehending arrest for the alleged commission of offence under Sections 376/506 of the Indian Penal Code in G.R. Case No.214 of 2021 arising out of Tusura P.S. Case No.19 of 2021, which is now pending before Learned J.M.F.C., Tusura.
4. It is submitted by the learned counsel for the Petitioner that earlier the Petitioner had approached this Court by filing ABLAPL No.7330 of 2022, which was disposed of on 11.08.2022 by directing the Petitioner to surrender and move



an application for bail. At this juncture, learned counsel for the Petitioner contended that due to some personal difficulties, the Petitioner would take the advantage of the order dated 11.08.2022.

5. Taking into consideration the aforesaid fact, the Petitioner is directed to surrender before the learned J.M.F.C., Tusura in the aforesaid case in the first hour within 21 working days hence and move for bail. On such event, the learned Magistrate shall consider his application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, the Petitioner may move for bail before the higher forum in the second hour. On such event, the higher forum shall consider and dispose of the bail application of the Petitioner on the same day strictly on the basis of the materials on record.

6. Case Diary and criminal antecedent be made available to the concerned courts on the date of surrender on an application being filed by the Petitioner prior to the date of surrender along with the copy of this order. Records be transmitted to the higher forum at the cost of the Petitioner, if applied for.

7. The ABLAPL is accordingly disposed of.

8. Issue urgent certified copy of this order as per Rules.

(ADITYA KUMAR MOHAPATRA)
JUDGE

RKS

Signature Not Verified

Digitally Signed
Signed by: RAMESH KUMAR
SINGH
Reason: Authentication
Location: High Court of Orissa
Date: 28-Mar-2025 16:25:10