



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.4608 of 2025

1. Deepak Kumar Singh **Petitioners**
2. Pratyush Kumar
Swain
3. Madhusmita Swain

Mr. P.K. Misra, Advocate

-versus-

State of Odisha **Opposite Party**

Mr. S. Panigrahi, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

07.04.2025

Order No.

- 01.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.503 of 2024 pending on the file of learned S.D.J.M., Kendrapada, arising out of Kendrapada Town P.S. Case No.47 of 2024 for commission of offence punishable under Sections 498(A)/294/323/341 IPC read with Section 4 of D.P. Act.
3. It is submitted by the learned counsel that the Petitioner No.1 was directed to appear on 27.04.2025 at 10:00 a.m. but because of supervening circumstances including the health concern of parents, the Petitioner No.1 could not



appear on the appointed date. Hence, the Petitioners are apprehending arrest.

4. Taking into account that the investigating agency has resorted to 41(A) notice, it is directed that the Petitioner No.1 shall appear on or before 08.05.2025 and shall cooperate with the investigation.

5. Taking into account the nature of allegations and the punishment prescribed, this Court has no iota of doubt that the authority shall scrupulously follow the guidelines laid down by the Apex Court in the case of **Arnesh Kumar vrs. State of Bihar & another, (2014) 8 SCC 273** and reiterated in the case of **Satender Kumar Antil vrs. Central Bureau of Investigation & another, (2022) 10 SCC 51**.

6. Non-appearance of Petitioner No.1 on 27.04.2025 shall be treated as a default for non-adhering to the dictum of the Apex Court in the case of **Arnesh Kumar (Supra)**.

7. The ABLAPL is accordingly disposed of.

(V. NARASINGH)
Judge

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Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 03-May-2025 16:43:16