



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.1353 of 2026

*Sachindranath Mallick &
Anr.*

Petitioner(s)

*Mr. Amit Kumar Sahu,
Advocate*

-Versus-

*State of Odisha
.....*

Opposite Party (s)

Mr. Debasish Nayak, AGA

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

29.04.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the Petitioners and learned counsel for the State.
3. The Petitioners have filed this CRLMC assailing the order dated 29.11.2021 passed by the learned SDJM, Jeypore in connection with G.R Case No.538 of 2010, arising out of Jeypore Sadar P.S. Case No.131 of 2010, issuing N.B.W(A) against them.
4. Learned counsel for the Petitioners submits that the petitioners were earlier on bail vide order dated 06.04.2011 and 11.05.2017 respectively passed by the court below. They were regularly attending the court on each date of posting of the case. However, on 29.11.2021, the petitioners could not remain present



in court as his conducting counsel did not take any step for his attendance due to communication gap. Hence, the learned SDJM, Jeypore, issued N.B.W (A) 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 (A) 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 29.11.2021 passed by the learned SDJM, Jeypore in the aforesaid case, so far it relates to issuance of N.B.W(A) 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 consider the move of the petitioners to release them on bail on its own merit.

7. Accordingly, the CRLMC is disposed of.

(*Dr. Sanjeeb K Panigrahi*)
Judge