



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.2167 of 2026

Swadhin Kumar Khatua
@ Swadhin Ku Khatua

Petitioner(s)

Mr. Somanatha Padhan,
Advocate

-Versus-

State of Odisha

Opposite Party (s)

Mr. Debasish Nayak, AGA

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

09.07.2026

Order No.

01.

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the Petitioner and learned counsel for the State.
3. The petitioner has filed this CRLMC assailing the order dated 23.04.2026 passed by the learned District and Sessions Judge-cum-Special Judge, Boudh in Spcial Case (NDPS) No.82 of 2025, issuing N.B.W(A) against him.
4. Learned counsel for the Petitioner submits that nothing has been recovered from conscious or otherwise possession of the Petitioner. However, on 23.04.2026, the learned Sessions Judge-cum-Special



Judge, Boudh issued N.B.W (A) against him showing absconder. He further submits that the Petitioner undertakes that he 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 him.

5. Learned counsel for the State strongly objects the release of the Petitioner on bail.

6. In view of such facts and submissions made by the learned counsel for the Petitioner, this Court is inclined to allow the CRLMC. Accordingly, the order dated 23.04.2026 passed by the learned Sessions Judge-cum-Special Judge, Boudh in the aforesaid case, so far it relates to issuance of N.B.W(A) against the petitioner, is hereby quashed.

7. The Petitioner is 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 him on bail with some stringent conditions so as to enable him to appear before the court on each date of posting of the case. In addition, the Petitioner shall deposit a sum of Rs.500/- (Rupees Five Hundred only) as cost for violating the court's order. The said amount shall be deposited with the Bar Association Welfare Fund,



Boudh 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.

8. Accordingly, the CRLMC is disposed of.
9. The web copy of the order be treated as authenticated copy.

(Dr. Sanjeeb K Panigrahi)
Judge

Suchitra