



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.4074 of 2025

Jitendra Khatua

.....

Petitioner

Represented By Adv. -
Amitav Tripathy

-versus-

State Of Odisha

.....

Opposite Party

Ms. B.K. Sahu, AGA

CORAM:

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

ORDER

10.10.2025

Order No.

- 01.
1. This matter is taken up through Hybrid mode.
 2. Heard learned counsel for the Petitioner and learned counsel for the State. Perused the records.
 3. The present application has been filed by the Petitioner with a prayer to quash the entire criminal proceeding arising out of Kantamal P.S. Case No.208 of 2024, corresponding to Special Case (NDPS) No.124 of 2024, pending before the Court of learned Additional District & Sessions Judge-cum-Special Judge, Kantamal.
 4. Learned counsel for the Petitioner at this juncture contended that he does not want to press this application with liberty to raise the point at the time of framing of charge by filing a discharge petition. He further submitted that the Petitioner be permitted to surrender before the Court below and move an application for bail.
 5. Considering the submissions made by the parties, the application is disposed of as not pressed with liberty as prayed for.



6. Further, considering the submissions made by the parties, it is observed that the Petitioner, if so advised, may surrender before the learned Additional District & Sessions Judge-cum-Special Judge, Kantamal, in the aforesaid case within four weeks from today. In the event the Petitioner surrenders and moves for bail within the aforesaid period, learned Additional District & Sessions Judge-cum-Special Judge, Kantamal, shall do well to dispose of the bail application of the Petitioner on the same day on merit in accordance with law and taking into consideration the fact that some of the co-accused persons have already been enlarged on bail. Further, while considering the bail application of the Petitioner, learned Court in seisin over the matter shall apply the principles of parity. The case diary be made available to the concerned court to facilitate disposal of the bail application of the Petitioner.

7. The CRLMC is disposed of accordingly.

Urgent certified copy of this order be granted as per rules.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout

Signature Not Verified
Digitally Signed
Signed by: SANTANU KUMAR ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 13-Oct-2025 13:29:53