



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.4252 of 2025

Sk. Sheru & anr.

.....

Petitioners

Represented By Adv. -
Sunil Kumar Panda

-versus-

State Of Odisha

.....

Opp. Party

Represented By Adv. -
U.C. Jena, A.S.C.

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
22.10.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the parties and perused the records.
3. This is an application under Section 482 of Cr.P.C. has been filed by the Petitioners with a prayer to quash the criminal proceeding in Dhanupalli P.S. Case No.37 of 2021 dated 31.01.2021 in connection with G.R. Case No.410 of 2021 in the file of learned S.D.J.M., Sambalpur, for alleged commission of offences under Sections 147, 148, 323, 324, 307, 506, 149 of I.P.C.
4. Learned counsel for the Petitioners during course of argument submits that the Petitioners do not want to press this application with liberty to the Petitioners to raise all the points at a later stage by filing an appropriate application.



5. Considering the submission made, this CRLMC stands disposed of as not pressed with liberty as prayed for.

6. Further, taking into consideration the submissions made by learned counsel for the Petitioners that some of the co-accused persons have been enlarged on bail and that the Petitioners, who have not been arrested as of now, are ready and willing to cooperate with the trial, this Court grants liberty to the Petitioners to surrender before the learned S.D.J.M., Sambalpur in the aforesaid case in the first hour within four weeks hence and move for bail. On such event, the learned Magistrate shall consider their 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 Petitioners 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 Petitioners on the same day strictly on the basis of the materials on record by maintaining the principles of parity, if applicable.

7. Case Diary be made available to the concerned courts on an application being filed prior to surrender of the Petitioners before the court below. Records be transmitted to the higher forum at the cost of the Petitioners, if applied for.

8. Accordingly, the CRLMC is disposed of.

Issue urgent certified copy of this order as per Rules.

(Aditya Kumar Mohapatra)
Judge