



IN THE HIGH COURT OF ORISSA AT CUTTACK

TRPCRL No.105 of 2025

Aparesh Dey

....

Petitioner

Mrs. A. Dash, Advocate

-versus-

Soumya Ranjan Das

....

Opposite Party

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

09.12.2025

Order No.

01.

This matter is taken up through hybrid mode.

2. This transfer petition has been preferred by the Petitioner for transfer of 1.C.C. No.123 of 2025, pending in the Court of learned S.D.J.M., Bhadrak to any other nearest Court, as detailed therein.

3. Such a prayer for transfer has been made solely on the ground of life threat, for which the Petitioner has allegedly made an online complaint before the I.I.C., Bhadrak Rural P.S. through citizen portal on 22.07.2025.

4. As is revealed from the averments made in the transfer petition, the I.C.C. No.123 of 2025 has been initiated under Section 138 of N.I. Act, 1881, before the local Court having jurisdiction. That apart, the Petitioner, who is the accused person in the said complaint case, on moving an application under Section 205 of Cr.P.C., his personal appearance has been dispensed with. Hence, it being a complaint case under Section 138 of N.I. Act, 1881,



his day-to-day presence may not be required before the learned S.D.J.M., Bhadrak.

5. Accordingly, this Court is not inclined to allow the prayer made in the transfer petition. However, the Petitioner is given liberty to move an application before the Court below to allow him to appear through virtual mode at appropriate stage, if so required.

6. With the said observation, the transfer petition stands disposed of.

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

Kanhu

(S.K. Mishra)
Judge