



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMC No.4971 of 2025

Ganeswar@Ganesh Chandra Sahoo

Petitioner

Represented By Adv. –
Mr. Sapan Kumar
Lenka

-versus-

State of Odisha

Respondent

Represented By Adv. –
Ms. B.K. Sahu, AGA

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

ORDER
27.11.2025

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. The Petitioner being aggrieved by the order dated 31.01.2024 whereby an NBW of arrest has been issued against him by the learned 1st Additional Sessions Judge, Cuttack in Spl. G.R. Case No.09 of 2016, has approached this Court by filing the instant application with a prayer to quash such order.
4. Learned counsel for the Petitioner submitted that initially the Petitioner was on bail on 20.02.2016. He further submits that since the date of his release on bail the Petitioner was appearing before the court in seisin over the matter. However, on the date fixed for



appearance before the court in seisin over the matter, due to communication gap with his lawyer, the Petitioner could not able to appear before the court in seisin over the matter and no step was taken on his behalf. Therefore, a non-bailable warrant of arrest was issued against the Petitioner. Learned counsel for the Petitioner at this juncture contended that the Petitioner had no intention to avoid appearance before the trial court as he was appearing from the year 2016 to 2024 as and when her presence is required. He further submitted that the Petitioner is ready and willing to cooperate with the trial court provided an opportunity given to him.

5. On perusal of the record, this Court is of the view that the trial court has not committed any illegality, however, in the larger interests of justice and in order to provide another opportunity to the Petitioner, this Court deems it proper to set aside the order dated 31.01.2024 passed by the learned 1st Additional Sessions Judge, Cuttack in Spl. G.R. Case No.09 of 2016, subject to payment of cost of Rs.1,200/- (Rupees one thousand two hundred) by the Petitioner to the Advocates' Welfare Fund of Local Bar Association within twenty days and furnishing money receipt thereof as proof of deposit. Further, it is directed that the Petitioner shall appear before the court in seisin over the matter within twenty days from today along with a copy of this order and shall continue to participate in the proceeding without any further default unless his personal appearance is dispensed with by the trial court. In the event, the Petitioner makes any further default in appearance, it is open to the court in seisin over the matter to take



necessary coercive steps against the Petitioner. The aforesaid order shall be subject to the condition that the trial court shall verify the fact as to whether the Petitioner was earlier released on bail. In the event the Petitioner was released on bail, then this order would stand, otherwise this order be automatically revoked.

6. The CRLMC is, accordingly, disposed of.

Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

Debasis