



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14164 of 2025

Nikunja Bihari Samantaray **Petitioner**

Mr. D. Nayak, Sr. Advocate
Ms. B. Mishra, Advocate

-Versus-

Union of India (Enforcement Director) **Opposite Party**

Mr. S.K. Dwivedy, Union of India

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

23.03.2026

Order No.
05.

1. Recorded the submission of Mr. Nayak, learned Senior Advocate for the petitioner and Mr. Dwivedy, learned CGC appearing for the ED.
2. According to Mr. Nayak, learned Senior Advocate, the petitioner is not involved in accumulating the crime proceeds or a party to it with the accused, namely, Bijay Kumar Rout involved in a chit fund scam. It is submitted that nothing was revealed in the investigation in the chit fund case. But with the allegation that the petitioner received a part of the crime proceeds has been summoned by the ED as per Annexure-1. Mr. Dwivedy, learned counsel on the other hand submits that the application for anticipatory bail is not maintainable since the petitioner has been summoned and he is to respond to the enquiry and produced a copy of the order dated 29th November, 2024 by a Co-ordinate Bench in the ABLAPL No.13046 of 2024 (**Mamtaj Moharana Vrs. Union of India**) in support of the above contention. An affidavit is filed by the petitioner in



response to the reply of the ED and the same is taken on record. The Court is inclined to consider as to whether the petitioner had any role in the chit fund scam and received the money as a part of the crime proceeds and hence, requests Mr. Dwivedy, learned CGC to submit the case diary/records maintained in course of inquiry by the ED for its perusal on the next date fixed. It is at the same time directed that the petitioner shall respond to the summons at Annexure-1 for the purpose of inquiry without default pending final order in the ABLAPL.

3. List this matter on 9th April, 2026 for orders.
4. Interim order passed by this Court shall remain in force till the next date of hearing.

(R.K. Pattanaik)
Judge