



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 5460 of 2024

Naresh Sethy

....

Petitioner

Mr. D.K. Sahoo, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. D. Biswal, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

30.05.2024

Order No.

01. 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is seeking pre-arrest bail in connection with G.R. Case No.429 of 2024, arising out of **Marsaghai P.S. Case No.82 of 2024** pending in the Court of learned SDJM, Kendrapara for commission of offence punishable under Sections-399/402 of the IPC and Section 25 of the Arms Act.
3. On a conspectus of materials on record, ABLAPL is disposed of with the observation that the Petitioner may surrender before the learned SDJM, Kendrapara in connection with the aforementioned case within one month from today.
4. In the event of his surrender and motion for bail, the application for bail shall be considered by the learned SDJM, Kendrapara on merits in accordance with law in the first hour of the day. In the event of rejection of the prayer for bail by the learned SDJM, Kendrapara, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.



5. On being so moved, the higher forum shall dispose of the bail application of the Petitioner on the same day on merit in accordance with law. In that event, the case diary be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner and learned learned SDJM, Kendrapara is called upon to transmit the case record to the higher forum in the second hour in the event of rejection of the bail application by him.
6. Ground of parity, if any, may be considered by the learned court below if the same is canvassed by the learned counsel for the Petitioner at the time of consideration of the bail application.
7. Accordingly, the ABLAPL stands disposed of.
8. Urgent certified copy of this order be granted as per the rules.

SOUMYA

(V. NARASINGH)
Vacation Judge

Signature Not Verified

Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Designation: Jr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 30-May-2024 18:01:29

