IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 10341 of 2026
CNR No. ODHC010663192026

Sk. Asiruddin ***Petitioner***

....

Mr. P.C. Jena, Advocate

-versus-

State of Odisha .... ***Opposite Party***

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

10.09.2026

Order No.

01. 1. Heard learned counsel for the Petitioner and learned counsel for the State.

2. This ABLAPL has been filed apprehending arrest pursuant to an F.I.R. likely to be instituted before Mahila P.S., Cuttack.

3. There is no cavil about maintainability of ABLAPL in the absence of an F.I.R., but on a close scrutiny of the recitals in the ABLAPL and on consideration of submissions of the learned counsel for the Petitioner, this Court is ex-facie not persuaded to hold that on the touchstone of the principles laid down by the Apex Court in the case of **Gurbaksh Singh Sibbia & Others Vrs. State of Punjab**, reported in **(1980) 2 SCC 565** and reiterated in the case of **Dhanraj Aswani vs. Amar**

S. Mulchandani & Ors. reported in (**2024) 10 SCC 336,** there is any reasonable apprehension of arrest of the Petitioner.

4. Liberty is granted to the Petitioner to renew his prayer, if there is any fresh cause of action to apprehend arrest.

5. Accordingly, the ABLAPL stands disposed of.

(V. NARASINGH)
Judge

Ayesha

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 12-Sep-2026 13:53:54