DISTRICT & SESSIONS JUDGE
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28 OCT 2022
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THE HIGH COURT OF ORISSA; CUTTACK

Letter No. 16462(32) Date : 28.10.2022
(XLV-D-9/2022)

From :
Shri S.K. Mishra.
Registrar (Judicial)

To
The Director, Odisha Judicial Academy
The Member Secretary, Odisha State Legal Services Authority
All the District Judges

Sub. : Order of Hon'ble Supreme Court passed in Suo Motu Writ Petition (Crl.) no. 4/2021

Sir / Madam,

I am directed to send here with copy of order dated 14.09.2022 passed by the Hon'ble Supreme Court in Suo Motu Writ Petition (Crl.) No. 4/2021 regarding policy strategy for grant of bail with request to take necessary step for compliance.

This is for favour of information and necessary action.

Yours faithfully,

28/10/2022
Registrar (Judicial)

Enclosure : Order dated 14.09.2022 passed in SMW(CRL.) 4/2021

ITEM NO.21 COURT NO.3 SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SUO MOTO WRIT PETITION (CRL) No.4/2021

IN RE: POLICY STRATEGY FOR GRANT OF BAIL

(MR. GAURAV AGRAWAL, ADV. IS AMICUS CURIAE)

WITH
MA 764/2022 in Crl.A. No. 491/2022 (II)
([FOR DIRECTIONS])

W.P.(Crl.) No. 170/2022 (X)
(FOR ADMISSION and IA No.65665/2022-GRANT OF BAIL)

Date : 14-09-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE ABHAY S. OKA

By Courts Motion

Mr. Gaurav Agrawal, Adv. (NALSA) (A.C)

For Petitioner(s) **Mr. Mohd. Irshad Hanif, AOR**
Mr. Aarif Ali, Adv.
Mr. Rizwan Ahmad, Adv.
Mr. Mujahid Ahmad, Adv.
Mr. Pankaj Tiwari, Adv.
Mr. Mohd. Aslam, Adv.
Mr. Shisir Raj, Adv.
Mr. Ahmed Parvez, Adv.

Mr. Rishi Malhotra, AOR
Mr. Jaydip Pat, Adv.

For Respondent(s) **Ms. Garima Prasad, AAG**
Mr. Ajay Vikram Singh, AOR
Ms. Priyanka Singh, Adv.
Mr. Sharjeel Ahmad, Adv.
Ms. Pranjali Goel, Adv.
Mr. Sarvesh Singh Baghel, AOR
Ms. Vanya Gupta, Adv.

Mr. Nikhil Goel, AOR

Signature Not Verified
Digitally signed by RASHMI DHYANI
Date: 2022.09.17 13:31:39 IST
Reason:

Mr. Basavaprabhu S. Patil, Sr. Adv.
Mr. Raghavendra S. Srivatsa, AOR
Mr. Rahat Bansal, Adv.
Mr. Likhi Chand Bonsle, Adv.
Ms. Komal Mundhra, Adv.

Mr. Partha Sil, AOR
Mr. Tavish B. Prasad, Adv.

Mr. V. Balachandran, Adv.
Mr. Siddharth Naidu, Adv.
M/S. KSN & Co., AOR

Ms. Uttara Babbar, AOR

Mr. Manish Kumar, AOR

Mr. Tapesh Kumar Singh, AOR
Mr. Aditya Pratap Singh, Adv.
Mr. Sukant Vikram, Adv.

Mr. Sahil Tagotra, AOR
Mr. Abhishek Pandey, Adv.
Mr. Abhivyakti Banerjee, Adv.

Mr. Divyakant Lahoti, AOR
Mr. Parikshit Ahuja, Adv.
Ms. Praveena Bisht, Adv.
Ms. Vindhya Mehra, Adv.
Ms. Madhur Jhavar, Adv.
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Mr. Sumeer Sodhi, AOR
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Mr. P. I. Jose, AOR
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Mr. Ajay Kanojiya, Adv.
Ms. Shivani, Adv.
Mr. Bishwendra Singh, Adv.
Mr. Mustafa Sajad, Adv.

Mr. Jayant Sud, ASG
Mr. Piyush Beriwal, Adv.
Mr. Gurmeet Singh Makker, AOR

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Ms. Rachna Gandhi, Adv.
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Mr. Abhimanyu Tewari, AOR
Ms. Eliza Bar, Adv.

Mr. Shekhar Raj Sharma, Dy. AG
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Mr. Niranjan Sahu, Adv.
Mr. Rajesh Kumar Nayak, Adv.
Mr. Umakant Mishra, Adv.

Mr. Kanhaiya Singhal, Adv.
Ms. Vani Singhal, Adv.
Ms. Priyanka, Adv.
Mr. Chetan Bhardwaj, Adv.

Mrs. K. Enatoli Sema, Adv.
Mr. Amit Kumar Singh, Adv.
Ms. Limayinla Jamir, Adv.
Ms. Chubalemla Chang, Adv.

Mr. Ajay Pal, AOR
Mr. Mayank Dahiya, Adv.

Mr. Siddharath Dharmadhikari, Adv.
Mr. Aaditya A. Pande, AOR
Mr. Bharat Bagla, Adv.

Mr. Avijit Mani Tripathi, AOR
Mr. T. K. Nayak, Adv.
Ms. Shaurya Sahay, Adv.

UPON hearing the counsel the Court made the following

O R D E R

SUGGESTIONS FOR EFFECTUATING THE PROVISIONS RELATING TO PLEA BARGAINING/ COMPOUNDING/PROBATION OF OFFENDERS ACT

On perusing the detailed and comprehensive suggestions submitted to us by the three Amici Curiae viz. Gaurav Agrawal, Liz Mathew and Mr. Devansh A. Mohta, Advocate, after discussion with Mr. K. M. Nataraj, ASG in respect of the aspect of disposal of criminal cases by resorting to the triple method of plea bargaining, compounding of offences and under the Probation of Offenders Act, 1958, we would like to make a beginning in terms of the suggestions made which are as under:-

> **"3.1 As a pilot case, one Court each of Ld. Judicial Magistrate 1st Class, Ld. ACJM or CJM, and Court of Sessions in each district may be selected.**