



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8059 of 2026
CNR No.ODHC010481462026

1. Pratima Barik **Petitioners**
2. Jitu @ Biswajit Barik
3. Kabu Barik
4. Sitendra Barik @ Gudu @ Kanhu

Mr. A. S. Paul, Advocate

-versus-

State of Odisha **Opposite Party**
Mr. C. R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
02.09.2026

Order No.

- 03.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.902 of 2026 pending on the file of learned J.M.F.C. (Cog. Taking), Khordha, arising out of Bolagarh P.S. Case No.293 of 2026 for commission of offences punishable under Sections 109(1)/ 115(2)/ 118(1)/ 126(2)/ 296/ 3(5)/ 351(2) of BNS.
3. It is submitted by the learned counsel, on instruction, that exaggerated allegations have been made in respect of the offence under Section 109 of BNS.



It is further submitted by the learned counsel that the injury suffered is simple in nature and the Petitioners do not have any criminal proclivities. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail during the currency of investigation.

5. Taking into account the nature of allegations and the punishment prescribed, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioners shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of criminal antecedent of Petitioner Nos. 2 to 4 and the nature of the injury.

If it comes to the fore that the Petitioner Nos.2 to 4 have any criminal antecedent, this order shall not be given effect to in respect of the said Petitioners and the injured has suffered any grievous injury, this order shall not be given effect to in respect of all the Petitioners.

6. It is needless to state that the Petitioners shall cooperate with the ongoing investigation.

7. Accordingly, the ABLAPL stands disposed of.

(V. NARASINGH)
Judge

Jina

Signature Not Verified

Digitally Signed
Signed by: JINA DIGAL
Reason: Authentication
Location: High Court of Orissa
Date: 03-Sep-2026 19:45:26

