



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 9890 of 2026
CNR No. ODHC010650192026

Rakesh Kumar Sethy ***Petitioner***

Mr. S.K. Dash, Advocate

-versus-

State of Odisha ***Opposite Party***

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

01.09.2026

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.1248 of 2026 pending on the file of learned J.M.F.C.(R)(cog.) Berhampur, arising out of Gopalpur P.S. Case No.371 of 2026 for commission of offences punishable under Section 303(2)/3(5) of BNS.
3. It is submitted by the learned counsel for the Petitioner that the basis of implication is on account of the co-accused statement and the Petitioner is an easy prey for being implicated in the case because of his criminal proclivity. Hence, that ought not to weigh



with this Court in considering his prayer for pre-arrest bail on merits.

4. Learned counsel for the State opposes the prayer for pre-arrest bail and submits that no indulgence should be shown because of the antecedent.

5. Taking into account the nature of allegation, the punishment prescribed and the manner of implication, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioner shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of not more than one criminal antecedent.

6. If it comes to the fore that the Petitioner has more than one criminal antecedent, this order shall not be given effect to.

7. It is needless to state that the Petitioner shall cooperate with the ongoing investigation.

8. Accordingly, the ABLAPL stands disposed of.

9. U.C.C. as per rules.

(V. NARASINGH)
Judge

Signature Not Verified
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