**IN THE HIGH COURT OF ORISSA AT CUTTACK**
**ABLAPL No. 13323 of 2025**

***1. Nari @ Narendra Behera***
***2. Mochia @ Mochiram Behera***
***3. Pandia @ Pandaba Behera***
***4. Khati @ Basanta Behera***
***5. Ranju @ Sanju Behera***
***6. Suma @ Sumitra Behera***
***7. Jamuna Behera***
***8. Rojalini @ Rajani Behera***
***9. Shanti Behera***
***10. Muna @ Smruti Ranjan Behera***
***11. Situ @ Soumya Ranjan Behera***
***12. Kanhu @ Subha Ranjan Behera***
***13. Raj @ Rajendra Nayak***
***14. Pinky @ Pinki Nayak***
***15. Dhabi @ Kumari Behera***
***16. Papu @ Pankaj Behera***
***17. Bidia @ Bidyadhar Behera***
***18. Sanju Behera***

... ***Petitioners***

Mr. S. K. Bhanjadeo, Advocate

*-versus-*

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

Mr. S. Panda, ASC
Mr. J. Sahoo, Advocate
(Informant)

**CORAM: JUSTICE V. NARASINGH**

**ORDER**

**11.12.2025**

**Order No.**

**02.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.

2. It is brought to the notice of this court that though Petitioner No.18 is described as a male person but in fact she is a lady and consolidated cause title which clarify the same is taken on record.

3. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.726 of 2025 pending on the file of learned NGN-cum-J.M.F.C., Tangi, arising out of Tangi P.S. Case No.735 of 2025 for commission of offences punishable under Sections 109/ 115(2)/ 118(2)/ 296/ 3(5)/ 303(2)/ 351(2)/ 74 of BNS, 2023.

4. Learned counsel for the State opposes the prayer for pre-arrest bail.

5. Taking into account the nature of allegations and as borne out from the Case Diary that there are five injured persons and the injuries correspond to the allegations and two of the injured persons have suffered grievous injuries, this Court is not inclined to entertain the application for pre-arrest bail in respect of Petitioner Nos.1 to 4, 10, 11, 13, 16 and 17.

However, it is directed that the Petitioner Nos.1 to 4, 10, 11, 13, 16 and 17 may surrender before the learned NGN-cum-J.M.F.C., Tangi in connection with the aforementioned case within one month from today.

In the event of their surrender and motion for bail, the same be considered by the learned NGN-cum-J.M.F.C., Tangi on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned NGN-cum-J.M.F.C., Tangi, the Petitioner Nos.1 to 4, 10, 11, 13, 16 and 17 are at liberty to move the higher forum for bail in the second hour on the same day.

6. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner Nos.1 to 4, 10, 11, 13, 16 and 17 on the same day.

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner Nos.1 to 4, 10, 11, 13, 16 and 17 and learned NGN-cum-J.M.F.C., Tangi is called upon to transmit the case record to the higher forum in the second hour expeditiously in the event of rejection of the bail application by him.

Ground of parity, if any, may be considered by the learned court(s) below.

7. So far as the ABALPL in respect of Petitioner Nos.5 to 9, 14, 15 and 18 is concerned, 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 Petitioner Nos.5 to 9, 14, 15 and 18 shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

8. It is needless to state that the Petitioner Nos.5 to 9, 14, 15 and 18 shall cooperate with the ongoing investigation.

9. So far as the ABLAPL in respect of Petitioner No.12 is concerned since he is a CCL, taking into account that the Petitioner is stated to be a juvenile in conflict with law, it is directed that in the event of production before the Principal Magistrate, Juvenile Justice Board, consequential steps in accordance with Section 12 of the Juvenile Justice (Care and Protection of Children) Act, 2015 shall be taken.

10. Accordingly, the ABLAPL stands disposed of.

11. Urgent certified copy of this order be granted as per rules.

***(V. NARASINGH)***
***Judge***

Jina

Signature Not Verified
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Signed by: JINA DIGAL
Reason: Authentication
Location: High Court of Orissa
Date: 12-Dec-2025 17:21:53