IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 13646 of 2025

1. ***Badrun Nisha @ Badrun Nisa @ Badru Nisha***
2. ***Sikander Allam @ Sikander Alam @ Seiko***
3. ***Abdul Motalib Khan @ Abdul Motalif Khan @ Tiki***

.... ***Petitioners***

Mr. L. Samantaray, Advocate

-versus-

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

Mr. S.N. Das, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

08.12.2025

Order No.

01. 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.1955 of 2025 pending on the file of learned S.D.J.M., Jagatsinghpur, arising out of Jagatsinghpur P.S. Case No.912 of 2025 for commission of offences punishable under Sections 109(1)/ 115(2)/ 121(1)/ 126(2)/ 132/ 143(3)/ 145/ 351(3)/ 61(2) of BNS.

3. At the outset, learned counsel for the Petitioners submits that since Petitioner Nos.2 and 3

are taken to custody, the ABLAPL in respect of said Petitioner has been rendered infructuous.

4. Accordingly, the ABLAPL in respect of Petitioner Nos.2 and 3 stands disposed of as infructuous.

5. As such, the ABLAPL is confined to Petitioner No.1.

6. It is submitted by the learned counsel for the Petitioners that taking into account the nature of allegation which are primarily against the co-accused who have since been taken to custody, Petitioner No.1 may be protected by pre-arrest bail.

7. Learned counsel for the State opposes the prayer for pre-arrest bail during the currency of investigation and also submits that one of the injured is police personnel. Hence, no leniency ought to be shown.

8. Considering the nature of injury as borne out from the case dairy and the statements, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioner No.1 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 similar nature.

9. If it comes to the fore that the Petitioner No.1 has any such criminal antecedent, this order shall not be given effect to.

10. It is needless to state that the Petitioner No.1 shall cooperate with the ongoing investigation.

11. Accordingly, the ABLAPL stands disposed of.

12. U.C.C. as per rules.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified
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Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 10-Dec-2025 13:41:55