IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.9146 of 2026
CNR No.ODHC010583052026

Suniti Dash …. ***Petitioner***

Mr. A. Mohanty, Sr. Advocate

-versus-

1.State of Odisha …. ***Opposite Party***
2. Simili Mohanty

Mr. A.K. Pati, ASC
Mr. G.P. Mohanty, Adv. (Informant)

ABLAPL No.9237 of 2026
CNR No.ODHC010584042026

Falguni Panda …. ***Petitioner***

Mr. A. Mohanty, Sr. Advocate

-versus-

1.State of Odisha …. ***Opposite Party***
2. Simili Mohanty

Mr. A.K. Pati, ASC
Mr. G.P. Mohanty, Adv. (Informant)

CORAM: JUSTICE V. NARASINGH

ORDER
16.11.2026

Order No.

03. 1. Since both the ABLAPLs relate to the same FIR, on the consent of the parties, they are taken up together for consideration and disposed of by this common order.

2. Heard learned counsel for the Petitioners and learned counsel for the State as well as Informant.

3. The connection Petitioner is seeking pre-arrest bail in with G.R. Case No.368 of 2026

pending on the file of learned SDJM(S), Cuttack, arising out of Purighat P.S. Case No.164 of 2026 for commission of offences punishable under Sections 109/ 115(2)/ 296/ 3(5)/ 351(2)/ 85 of BNS r/w. Section 4 of D.P. Act.

4. At the outset, learned counsel for the State appraises this Court that during the currency of investigation, since no evidence has been found regarding the commission of the alleged offence under Sections 109 of the BNS, the Investigation is now confined to the offences under Sections 115(2)/ 296/ 3(5)/ 351(2)/ 85 of BNS r/w. Section 4 of D.P. Act.

5. It is further stated by learned counsel for the State that the Investigating Agency has taken recourse to provisions as contained under Section 35(3) of the BNSS in respect of the Petitioner (Suniti Dash) in ABLAPL No. 9146 of 2026.

6. In view of the same, since there is no imminent threat of arrest qua the said Petitioner, no further order need be passed in respect of her in ABLAPL No. 9146 of 2026.

7. So far as the bail application of the other Petitioner in ABLAPL No.9237 of 2026 is concerned, learned counsel for the Informant Mr. G.P. Mohanty, opposes the prayer for pre-arrest bail, inter alia, on the ground that the ingredients of the

alleged offences are well made out. Hence, no leniency ought to be shown, and in this context, he relies on the affidavit filed on behalf of the Informant.

8. Considering the rival submissions, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner in ABLAPL No.9237 of 2026 shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

9. It is needless to state that the Petitioner in ABLAPL No.9237 of 2026 shall cooperate with the ongoing investigation.

10. Accordingly, both the ABLAPLs stands disposed of.

11. U.C.C. as per rules.

(V. NARASINGH)
Judge

Mili

Signature Not Verified
Digitally Signed
Signed by: MILI MAHARANA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 18-Nov-2026 18:10:30