IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9161 of 2026
CNR No. ODHC010588082026

Pramod Majhi @ Sagar *....* ***Petitioner***

Mr. P. C. Panda, Advocate

-versus-

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

Mr. S. K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
29.10.2026

Order No.

05. 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.57 of 2011 pending on the file of learned J.M.F.C., Bhanjanagar arising out of Bhanjanagar P.S. Case No.18 of 2011 for commission of offences punishable under Sections 147, 148, 435, 506 and 149 of IPC, Section 25(1-A) and 27 of Arms Act, Sections 3 & 5 of ES Act and 7 of Unlawful Activities (Protection) Act.

3. It is submitted by the learned counsel for the Petitioner referring to Annexure-2 that the Petitioner was a Member of CPI (Maoist) Organisation, who had surrendered on 05.01.2015 before the Ganjam District Police and reliance is placed on the letter

addressed to the Collector and District Magistrate, Gajapati, by the Superintendent of Police referring to his surrender and to take appropriate actions so that the Petitioner can get his rehabilitation package timely.

4. And, referring to the same, it is stated that since initially the FIR was unknown and the Petitioner having been charge sheeted, that ought not to weigh with this Court and it is submitted with vehemence that the status of the Petitioner being shown as an absconder also ought not to be held against him.

5. Admittedly, the Petitioner is cited as an accused in about 21 cases as submitted by the learned counsel for the Petitioner and it is stated that in all those cases he has been enlarged on bail.

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

7. Considering the rival submissions even ignoring the status of the accused as an absconder, this Court is not inclined to entertain the application for pre-arrest bail.

However, the Petitioner may surrender before the learned J.M.F.C., Bhanjanagar in connection with the aforementioned case within one month from today.

In the event of his surrender and motion for bail, the same be considered by the learned J.M.F.C., Bhanjanagar on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned J.M.F.C., Bhanjanagar, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.

8. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner 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 and learned J.M.F.C., Bhanjanagar is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.

9. The ABLAPL is accordingly disposed of.

U.C.C. 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: 30-Oct-2026 17:24:47