IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9378 of 2026
CNR No. ODHC010604782026

1. Parthasarati Baral@ Parthasarathi ….. ***Petitioners***
2. Subhakanta Mahala@ Sonu

Mr. N. Das, Advocate

-versus-

1.State of Odisha ….. ***Opposite Parties***
2. Sulochana Samal

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

18.11.2026

Order No.

03. 1. Service of notice has been reflected in the order dated 30.09.2026. There is no appearance on behalf of the Informant when the matter is called.

2. Heard learned counsel for the Petitioners and learned counsel for the State.

3. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.1752 of 2026, pending on the file of learned JMFC(O), Bhubaneswar, arising out of Pahala P.S. Case No.329 of 2026 for commission of offences punishable under Sections 115(2)/ 126(2)/ 303(2)/ 329(2)/ 351(2)/ 3(5) of the BNS.

4. Referring to the statement(s) as well as the injury report, learned counsel for the State opposes the prayer for pre-arrest bail.

5. It is submitted by learned counsel for the Petitioners that, hence the injuries are simple, the Petitioners may be enlarged on pre-arrest bail.

6. Taking into account that one of the injuries is on the vital part of the body and even though categorized as simple, this Court is not inclined to entertain this application for pre-arrest bail in respect of the Petitioner No.1 (Parthasarati Baral@ Parthasarathi).

However, it is directed that the said Petitioner may surrender before the learned JMFC(O), Bhubaneswar, 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 JMFC(O), Bhubaneswar, on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned JMFC(O), Bhubaneswar, the said Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.

7. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the said 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 said Petitioner and learned JMFC(O), Bhubaneswar, is called upon to transmit the

case record to the higher forum at the earliest in the event of rejection of such bail application.

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

8. Learned Court in seisin is requested to verify that the Petitioner No.1 (Parthasarati Baral@ Parthasarathi) has no criminal antecedent. If it comes to fore that the said Petitioner has criminal antecedents, this order shall not be given effect to.

9. Taking note of the accusation vis-à-vis Petitioner No.2 (Subhakanta Mahala@ Sonu), it is directed that on surrendering within three weeks hence and moving for bail, the said Petitioner shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

10. It is needless to state that the Petitioner No.2 (Subhakanta Mahala@ Sonu) shall cooperate with the ongoing investigation.

11. Accordingly, the ABLAPL stands disposed of.

U.C.C. as per rules.

(V. NARASINGH)
Judge

Signature Not Verified
Digitally Signed
Signed by: MILI MAHARANA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 20-Nov-2026 13:13:10