IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 10302 of 2026
CNR No. ODHC010662472026

1. Dilu @ Raj Kishore Pradhan
2. Jitu @ Ajit Panigrahi
3. Chiku @ Parameswar Pradhan ***Petitioners***

....

Ms. K. Panigrahi, Advocate

-versus-

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

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

04.11.2026

Order No.

03. 1. Heard learned counsel for the Petitioners and learned counsel for the State.

2. The Petitioners are seeking pre-arrest bail in connection with C.T. Case No.851 of 2026 pending on the file of learned J.M.F.C.(C), Balasore arising out of Sadar P.S. Case No.454 of 2026 for commission of offences punishable under Section 115(2)/ 126(2)/ 351(3)/ 303(2)/ 3(5) of BNS.

3. It is submitted by the learned counsel for the Petitioners that exaggerated allegations have been made relating to injury and as such, Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail, referring to the statement of the injured.

5. This Court perused the injury report. Though the injuries are simple in nature, they are on the vital part of the body.

6. Considering the criminal proclivity of Petitioner Nos.1 and 2, this Court is not inclined to entertain the application for pre-arrest bail of Petitioner Nos.1 and 2. However, they may surrender before the learned J.M.F.C.(C), Balasore 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 J.M.F.C.(C), Balasore 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.(C), Balasore, the Petitioner Nos.1 and 2 are 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 Petitioner Nos.1 and 2 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 and 2 and learned

J.M.F.C.(C), Balasore 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. So far as Petitioner No.3 is concerned, taking into account that he has no criminal antecedents, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioner No.3 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.3 has any such criminal antecedent, this order shall not be given effect to.

10. It is needless to state that the Petitioner No.3 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
Digitally Signed
Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 06-Nov-2026 16:52:03