IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.11896 of 2026
CNR No. ODHC010719962026

1) Janardan Behera	***.....***	***Petitioners***
2) MANAS KUMAR BEHERA		Represented by Adv.
3) SRINIBAS BEHERA		- Md. Golam Madani

-versus-

STATE OF ODISHA	***.....***	***Opposite Parties***
		Represented by Adv. – Mr.C. R. Swain, AGA

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
23.10.2026

Order No.

02. 1. This matter is taken up through Virtual Mode.

2. Heard learned counsel for the Petitioners and learned Additional Government Advocate for the State. Perused the Anticipatory Bail Application as well as the F.I.R.

3. This is an application under Section 482 of the BNSS filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 109(1), 115(2), 117(2), 126(2), 296, 3(5), 303(2), 351(3), 76 of BNS, 2023 arising out of Bhadrak Rural P.S. Case No.574 of 2026 corresponding to G.R. Case No.2107 of 2026 in the Court of learned S.D.J.M., Bhadrak.

4. Learned counsel for the Petitioners at this juncture submitted that the Petitioners do not want to press this application and seek liberty to surrender before the court below and move an application

for bail.

5. Considering such submissions, the Petitioners are given liberty to surrender before the learned court in seisin over the matter in the aforesaid case in the first hour within four weeks hence and move for bail. On such event, the learned Magistrate shall consider their application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, Petitioners may move for bail before the higher forum in the second hour. On such event, the higher forum shall consider and dispose of the bail application of the Petitioners the same day strictly on the basis of the materials on record, by maintaining the principles of parity, if applicable.

6. The case diary and injury report be made available on the date of surrender on an application being filed by the Petitioners prior to their date of surrender along with a copy of today's order. Records be transmitted to the higher forum at the cost of the Petitioners, if applied for.

7. The ABLAPL is disposed of accordingly.

Urgent certified copy of this order be granted as per rules.

(Aditya Kumar Mohapatra)
Vacation Judge

Madhu/ Sisir

Signature Not Verified
Digitally Signed
Signed by: SISIR KUMAR SETHI
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 24-Oct-2026 18:38:48