IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12265 of 2026
CNR No. ODHC010787472026

1. Dharmendra Biswal *....* ***Petitioners***
2. Biswapratap Biswal

Mr. S. Mishra, Advocate

-versus-

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

Mr. A.K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
27.10.2026

Order No.

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

2. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.2267 of 2016 pending on the file of learned J.M.F.C., Kanas, arising out of Jodapadar P.S. Case No.2267 of 2016 for commission of offences punishable under Section 341, 323, 294, 307, 34 of I.P.C. and Section 25/27 of Arms Act r/w. Section 3 & 4 of E.S. Act.

3. It is submitted by the learned counsel for the Petitioner that since exaggerated allegations have been made, they may be protected by pre-arrest bail.

4. Referring to the recitals of the F.I.R, learned counsel for the State opposes such prayer.

5. Taking into account the nature of allegations, this Court is not inclined to entertain the application for pre-arrest bail. However, it is directed that the Petitioners may surrender before the learned J.M.F.C., Kanas 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., Kanas 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., Kanas, the Petitioners are at liberty to move the higher forum for bail in the second hour on the same day.

On being so moved, the higher forum is requested to make an endeavour to dispose of the bail application of the Petitioners on the same day on merit in accordance with law.

6. The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioners and learned J.M.F.C., Kanas 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. The forums below are

requested to verify the criminal antecedents of the Petitioners.

If it comes to fore that the Petitioners have any criminal antecedent, this order shall not be given effect to.

7. Accordingly, the ABLAPL stands disposed of. U.C.C. as per rules.

(V. NARASINGH)
Judge

Soumya

Signature Not Verified
Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Reason: Authentication
Location: High Court of Orissa
Date: 28-Oct-2026 19:19:04