IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.11895 of 2026
CNR No. ODHC010790962026

1) Raghunath Sahu @ Raghu Sahu ..... Petitioners
2) CHANDRASEKHAR SINDUR @ CHIKU SINDU
3) SIBA KUMAR DUNGRI @ SIBU DONGRI

Represented by Adv. - Sitikant Mishra

-versus-

STATE OF ODISHA ..... Opposite Party

Represented by Adv. – C.R. Swain, AGA

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA
ORDER
23.10.2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel for the Petitioners and learned Additional Standing Counsel 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 B.N.S.S., 2023 filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 109(1)/115(2)/121(1)/132/351(3)/3(5) of BNS in C.T. Case No.874 of 2026 in the Court of learned S.D.J.M., Nuapada arising out of Nuapada P.S. Case No.230 of 2026.

4. Learned counsel for the Petitioners does not want to press this bail application in respect of Petitioner nos.1 and 2. Accordingly, Petitioner nos. 1 and 2 are disposed of as not pressed.

5. So far as Petitioner no.3 is concerned, it is stated by learned counsel for the Petitioners that there is no allegation of assault on the part of the Petitioner no.3.

6. Learned counsel for the State on the other hand objected to release of the Petitioner no.3 on anticipatory bail on the ground of gravity and seriousness of the allegation.

7. Learned counsel for the Petitioners at this juncture submitted that the Petitioner no.3 does not want to press this application and seeks liberty to surrender before the court below and move an application for bail.

8. Considering such submissions, the Petitioner no.3 is 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 his application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, the Petitioner no.3 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 Petitioner no.3 the same day strictly on the basis of the materials on record, by maintaining the principles of parity, if applicable.

9. The case diary be made available on the date of surrender on an application being filed by the Petitioner no.3 prior to his date of surrender along with a copy of today's order. Records be transmitted to the higher forum at the cost of the Petitioner no.3, if applied for.

10. The ABLAPL is disposed of accordingly.

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

(A.K. Mohapatra)
Vacation Judge

Sisir

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