IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.12198 of 2026
CNR No. ODHC010796412026

Tuna Behera @ Babu Behera **.....** ***Petitioner***

Represented by Adv. - Jugala Kishore Panda

-versus-

State Of Odisha **.....** ***Opposite Party***

Represented by Adv. - Siba Narayan Biswal, ASC

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA
ORDER
23.10.2026

Order No.

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

2. Heard learned counsel for the Petitioner and learned Counsel for the State. Perused the Anticipatory Bail Application as well as the F.I.R.

3. This is an application under Section 438 of the Cr.P.C filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 341/323/384/506/34 of I.P.C, in G.R. Case No.785 of 2023 in the Court of learned J.M.F.C., Banarpal arising out of Angul Sadar P.S. Case No.510 of 2023.

4. It is alleged that the Petitioner and his friends stopped the informant and his brother and demanded money to drink, when they refused, the Petitioner and his friends allegedly assaulted them by means of beer bottle and knife. Learned counsel for the Petitioner, at the outset, submitted that the Petitioner does not want

to press this bail application and seek liberty to surrender before the court below and move an application for bail.

5. Considering such submissions, the Petitioner is permitted to surrender before the learned court in seisin over the matter within a period of three weeks from today and move an application for bail. In such eventuality, learned court in seisin over the matter shall release the Petitioner on bail subject to such terms and conditions as the learned Magistrate may deem just and proper. Violation of any of the terms and conditions shall entail cancellation of the bail.

6. It is further directed that the bail granted to the Petitioner shall be subject to the verification of his criminal antecedent. In the event, the Petitioner is having more than one criminal antecedent, then this order shall stand automatically revoked.

7. It is further directed that the bail granted to the Petitioner shall be subject to depositing a cash security of Rs.3,000/- (Rupees Three Thousand) before the learned Court in seisin over the matter, which shall be kept in any Nationalized bank in interest bearing account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case.

8. The ABLAPL is disposed of accordingly.

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

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(A.K. Mohapatra)
Vacation Judge

Anil

Signature Not Verified
Digitally Signed
Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 24-Oct-2026 19:30:54