IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.11966 of 2026
CNR No. ODHC010803802026

1) Tukuna Swain @ Lucky Nahak	***.....***	***Petitioners***
2) Shiba Shankar Sahu @ Babula Sahu		Represented by Adv. – Mr. Rajendra Narayan Rout

-versus-

State of Odisha	***.....***	***Opposite Party***
		Represented by Adv. – Mr. Aurobinda Mohanty, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
23.10.2026

Order No.

01. 1. This matter is taken up through Hybrid mode.

2. Heard learned counsel for the Petitioners as well as learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the Anticipatory Bail Application as well as the F.I.R.

3. The present application has been filed under Section 482 of B.N.S.S., 2023 by the Petitioners seeking pre-arrest bail in connection with Purusottampur P.S. Case No.457 of 2026, corresponding to G.R. Case No.452 of 2026, pending in the court of the learned J.M.F.C., Purusottampur, registered for alleged commission of offences punishable under Sections 115(2)/296/308(4)/333/351(2)/ 3(5) of B.N.S., 2023.

4. In course of argument, learned counsel for the Petitioners submitted that he does not want to press this bail application in respect of Petitioner No.1.

In view of such submission, the prayer for pre-arrest bail of Petitioner No.1 stands rejected as not pressed.

5. So far as the Petitioner No.2 is concerned, considering the nature and gravity of the allegation alleged by the Informant and on the request of the learned counsel for the Petitioner No.2, the Petitioner No.2 is permitted to surrender before the court in seisin over the matter within a period of four weeks from today and move an application for bail. In such eventuality, the court in seisin over the matter shall release the Petitioner No.2 on bail on such terms and conditions as it may deem just and proper in the facts and circumstances of the case, but subject to verification of criminal antecedent of the Petitioner No.2 as well as injury report. In the event it is found by the court below that the Petitioner No.2 is having any criminal antecedent or the injuries sustained by the injured are grievous in nature, then this order shall automatically stand revoked in respect of Petitioner No.2. Violation of any of the terms and conditions shall entail cancellation of bail.

6. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(Aditya Kumar Mohapatra)
Vacation Judge

Signature Not Verified
Debasis
Digitally Signed
Signed by: DEBASIS AECH
Designation: SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 24-Oct-2026 19:37:56