IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12395 of 2026
CNR No. ODHC010820862026

Abhishek Layak .... ***Petitioner***

Mr. S. Dwibedi, Advocate

-versus-

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

Mr. A. K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
30.10.2026

Order No.

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

2. The Petitioner is seeking pre-arrest bail in connection with G.R. Case No.2534 of 2026, pending on the file of learned S.D.J.M., Berhampur arising out of Gosaninuagaon P.S. Case No.331 of 2026 for commission of offences punishable under Section 310(2)/311 of BNS.

3. It is stated that the present Petitioner was before this Court in ABLAPL No.10655 of 2026 and this Court by order dated 25.09.2026 directed him to surrender and release on bail subject to verification of not more than one criminal antecedent of any nature.

4. It is submitted by the learned counsel for the Petitioner that inadvertently it could not be brought

to the notice of this Court that the present Petitioner has four criminal antecedents not of similar nature.

5. Learned counsel for the State opposes the prayer for pre-arrest bail.

6. Considering the submissions made, this Court is not inclined to entertain the application for pre-arrest bail. However, the Petitioner may surrender before the learned S.D.J.M., Berhampur in connection with the aforementioned case within one month from today.

In the event of his surrender and motion for bail, the same be considered by the learned S.D.J.M., Berhampur on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned S.D.J.M., Berhampur, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.

7. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner on the same day.

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner and learned S.D.J.M., Berhampur is called upon to transmit the case record to the higher forum in the second hour expeditiously in the event of rejection of the bail application by him.

Ground of parity, if any, may be considered by the learned court(s) below.

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

(V. NARASINGH)
Judge

Jina

Signature Not Verified
Digitally Signed
Signed by: JINA DIGAL
Reason: Authentication
Location: High Court of Orissa
Date: 31-Oct-2026 15:33:28