IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12302 of 2026
CNR No. ODHC010830522026

1. Gourakrushna Mohakud ….
2. Sashibhusan Barik @ Shasibhusan Barik
3. Kalandi Charan Sahu
4. Rashmiranjan Mohakud
5. Bapun @ Satyapriya Brata Mohakud
6. Gyana Barik @ Jnana Ranjan Barik
7. Pralaya Barik @ Pralaya Ranjan Barik
8. Biswajit Nayak
Petitioners

Mr. J. K. Khuntia, Advocate

-versus-

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

Mr. A. K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
19.11.2026

Order No.

02. 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.1112 of 2026 pending on the file of learned JMFC, Basudevpur, arising out

of Basudevpur P.S. Case No.612 of 2026 for commission of offences punishable under Sections 126(2)/ 115(2)/ 109(1)/ 296/ 351(2)/ 3(5) of BNS.

3. It is submitted by the learned counsel that because of political dissension, the Petitioners have been falsely implicated in the case at hand in a routine manner. Hence, they may be protected by pre-arrest bail taking into account the nature of allegations.

4. Learned counsel for the State opposes the prayer for pre-arrest bail and submits that Petitioner No.1 is cited as an accused in three cases.

5. Per contra, it is submitted by the learned counsel that all the cases are on account of the said Petitioner's (Gourakrushna Mohakud) affiliation to a particular political party. Hence, that should not weigh with this court in considering his prayer for pre-arrest bail on merit.

6. So far as the Petitioner No.2 is concerned, it is stated that he is also involved in Basudevpur P.S. Case No.613 of 2026. By order of the even date, this Court had directed his release in ABLAPL No.12301 of 2026.

7. Considering the rival submissions, this Court is not inclined to entertain the application for pre-arrest bail in respect of Petitioner No.1. However, the

Petitioner No.1 (Gourakrushna Mohakud) may surrender before the learned JMFC, Basudevpur 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 JMFC, Basudevpur on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned JMFC, Basudevpur, the Petitioner No.1 is at liberty to move the higher forum for bail in the second hour on the same day.

8. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner No.1 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 No.1 and learned JMFC, Basudevpur is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.

9. So far as the ABLAPL in respect of Petitioner Nos.2 to 8 is concerned, taking into account the nature of allegations and the punishment prescribed, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioner Nos.2 to 8 (Sashibhusan Barik @ Shasibhusan Barik,

Kalandi Charan Sahu, Rashmiranjan Mohakud, Bapun @ Satyapriya Brata Mohakud, Gyana Barik @ Jnana Ranjan Barik, Pralaya Barik @ Pralaya Ranjan Barik and Biswajit Nayak respectively) shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of criminal antecedent of similar nature.

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

11. It is needless to state that the Petitioners shall cooperate with the ongoing investigation.

12. Accordingly, the ABLAPL stands disposed of.

U.C.C. as per rules.

(V. NARASINGH)
Judge

Jina

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Reason: Authentication
Location: High Court of Orissa
Date: 20-Nov-2026 12:39:16