IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 12558 of 2026

CNR No. ODHC010847512026

Raja Swain …. ***Petitioner***

Mr. S.K. Pattnaik, Advocate

-versus-

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

Mr. A.K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

04.11.2026

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.461 of 2026, pending on the file of learned JMFC, Digapahandi arising out of Digapahandi P.S. Case No.425 of 2026 for commission of offences punishable under Sections 115(2) / 190 / 191(2) / 191(3) / 296 / 303(2) / 351(2) of BNS,2023 turned to U/s 191(2) / 191(3) / 115(2) / 296 / 303(2) / 351(2) / 190 / 310(2) / 109 / 111(2) of BNS, r/w Section 25(1)(a) / 27 of Arms Act.

3. Learned counsel for the State opposes such prayer.

4. Taking into account the nature of allegations and in the light of the criminal proclivity of the Petitioner, this Court is not inclined to entertain the application for pre-arrest bail in respect of the Petitioner. However, it is directed that the Petitioner may surrender before the learned JMFC, Digapahandi 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, Digapahandi on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned JMFC, Digapahandi, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.

5. On being so moved, the higher forum is requested to make an endeavour to dispose of the bail application of the Petitioner on the same day on merit in accordance with law. `

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner and learned JMFC, Digapahandi is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.

Ground of Parity, if any, may be considered by the learned court (s) below. The forums below are requested to verification of nature of injury. If it comes to fore that the injury suffered by the injured is grievous or multiple simple injuries, this order shall not be given effect to.

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

(V. NARASINGH)
Judge

Soumya

Signature Not Verified
Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Reason: Authentication
Location: High Court of Orissa
Date: 06-Nov-2026 10:53:23