IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 12664 of 2026
CNR No. ODHC010861072026

1. Pujarani Sethy
2. Ramesh Chandra Sethi @ Sethy
3. Malati Sethi .... ***Petitioners***

Mr. P.C. Dash, Advocate

-versus-

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

Mr. A.K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
25.11.2026

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.697 of 2026 pending on the file of learned J.M.F.C. Mahanga, arising out of Bhadreswar P.S. Case No.287 of 2026 for commission of offences punishable under Section 115(2)/ 74/ 109(1)/ 351(2)/ 3(5) of BNS.

3. It is submitted by the learned counsel for the Petitioners that because of the counter case, in which the Petitioners have suffered injuries, they have been falsely implicated in the case at hand. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail and submits that there are

number of injured persons, though the injuries have been categorized as simple, they corresponds to the allegations and so far as one of the injured, Chhalia Sethi concerned, who is aged about 75 years, has been referred to SCBMCH and in such backdrop, the Petitioners ought not to be protected by pre-arrest bail.

5. Considering the rival submissions and taking into account the role ascribed to each of the Petitioners and keeping the criminal proclivity of Petitioner No.2, this Court is not inclined to entertain this application for pre-arrest bail in respect of Petitioner No.2. However, Petitioner No.2 may surrender before the learned J.M.F.C. Mahanga 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 J.M.F.C. Mahanga on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned J.M.F.C. Mahanga, the Petitioner No.2 are at liberty to move the higher forum for bail in the second hour on the same day.

6. 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 be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner No.2 and learned J.M.F.C. Mahanga 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.

7. So far as Petitioner Nos.1 and 3 are concerned, taking into account the role ascribed to them and that they are ladies, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner Nos.1 and 3 shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

8. It is needless to state that the Petitioner Nos.1 and 3 shall cooperate with the ongoing investigation.

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

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified
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Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 26-Nov-2026 20:09:08