IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 12737 of 2026
CNR No. ODHC010866962026

1. Rabi @ Bijay Nayak @ Bijay Kumar Nayak .... ***Petitioners***
2. Basanta Kumar Nayak

Mr. J.K. Khuntia, Advocate

-versus-

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

Mr. A.K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
10.11.2026

Order No.

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

2. The Petitioners are seeking pre-arrest bail in connection with Spl. Case No.89 of 2026 pending on the file of learned District Judge & Special Judge, Bhadrak, arising out of Basudevpur P.S. Case No.571 of 2026 for commission of offences punishable under Sections 126(2)/115(2)/ 303(2)/ 296/ 3(5)/ 109(1) of BNS, 2023 r/w section 3(1)(r)/3(1)(s)/3(2)(va) of SC/ST (POA) Act, 1989 (Amendment, 2015).

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

4. In the light of the order passed by this Court in the case of ***Pramod Kumar Ray and others***

Vrs. State of Odisha, ***(2017) 67 OCR 309***, this ABLAPL is disposed of with the following directions.

The Petitioners shall surrender before the learned Court in seisin in the aforesaid case within three weeks from today. Seven days before the surrender of the Petitioners before the said Court, the Petitioners or their counsel shall serve a copy of the bail application or such number of copies of the bail application on the learned Public Prosecutor/Special Public Prosecutor, as required by him, for the purpose of notice to the Victim and/or Informant.

5. Taking into consideration the nature of the offence as alleged against the Petitioners, it is directed that the Petitioners shall be released on **interim bail** by the learned Court in seisin, on the same day they surrender in the aforesaid case, pending disposal of the bail application on merit, on such terms and conditions as deemed just and proper including the following conditions:-

I) The Petitioners shall appear before the I.O. once in a week on the date and time fixed by the said I.O. until further order by the learned Court in seisin;

II) The Petitioners shall not threaten, induce or coerce any witnesses of this case or the Victim; and

III) The Petitioners shall not involve himself in similar or any other offence during currency of this order.

6. Within two weeks of appearance of the Victim and/or Informant, the matter shall be considered and disposed of on its own merits.

7. The ABLAPL accordingly stands disposed of.

(V. NARASINGH)
Judge

Ayesha

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 11-Nov-2026 18:24:34