IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No. 13024 of 2026
CNR No. ODHC010880712026

Anil Behera .... ***Petitioner***

Mr. A.S. Paul, Advocate

-versus-

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

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

19.11.2026

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 C.T. Case No.2879 of 2026 pending on the file of the learned J.M.F.C.-II, Bhubaneswar, arising out of Infocity P.S. Case No.1023 of 2026, for commission of offences punishable under section 126(2)/ 115(2)/ 308(4)/ 351(2)/ 3(5) of BNS, 2023.

3. It is submitted by the learned counsel for the Petitioner that taking into account the nature of allegations which are prima facie based on the statement of the co-accused, Petitioner may be protected by pre-arrest bail.

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

5. It is no longer res integra that at the stage of consideration of bail, there is no embargo to place reliance on the statement of the co-accused.

6. Taking into account the nature of allegations, this Court is not inclined to entertain this application for pre-arrest bail. However, Petitioner may surrender before the learned J.M.F.C.-II, Bhubaneswar 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.-II, Bhubaneswar 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.-II, Bhubaneswar 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 J.M.F.C.-II, Bhubaneswar 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.

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

(V. NARASINGH)
Judge

Ayesha

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 20-Nov-2026 12:17:16