

IN THE COURT OF THE ADDL. SESSIONS JUDGE, KHALLIKOTE,
DISTRICT:- GANJAM.

Bail Application No. 248/2026
CNR No. ODGM1C-000437-2026

(Arising out of G.R. Case No. 1416/2026 corresponding to Beguniapada P.S.
Case No. 360 of 2026 pending in the file of learned JMFC, Khallikote)

1. Ajaya Sethi @ Peltu, aged about 25 years,
S/o:- Basudev Sethi,
Vill:- Hanumanvatika, Beguniapada,
P.S:- Beguniapada, Dist:-Ganjam.
2. Akash Pradhan, aged about 23 years,
S/o:- Late Tulu Pradhan,
Vill:- Biluasahi, Beguniapada,
P.S:- Beguniapada, Dist:-Ganjam.
3. Akash Pradhan, aged about 19 years,
S/o:- Musa @ Sudarshan Pradhan,
Vill:- Bus Stand Sahi, Beguniapada,
P.S:- Beguniapada, Dist:-Ganjam.

... Petitioners.

-Versus-

State of Odisha.

.... Respondent.

05 / dated 24.08.2026:

The record is put up today for hearing the bail application of the accused persons-petitioners.

The learned counsel has furnished a certificate that no other bail petition is pending before any other court having concurrent jurisdiction.

The petitioners being involved in GR case No. 1416/2026 corresponding to Beguniapada P.S. Case No. 360 of 2026 pending in the file of learned JMFC, Khallikote for offences punishable U/S. 126(2)/296/115(2)/118(1)/118(2)/117(2)/109(1)/351(2)/3(5) of B.N.S. r/w.sec. 25(1)(a) of Arms Act has filed this application U/s. 483 of B.N.S.S. for their release on bail.

The prosecution case in brief is that on 10.07.2026 at about 3.25 p.m., injured Krushna Pradhan had been to a mobile shop at Beguniapada Bus Stand for repairing his mobile. At that time co-accused Ranjit Gouda called him and when the injured came out side, Ranjit Gouda assaulted on his face by a sharp cutting weapon. Thereafter, the petitioners assaulted him by fist and kick blows

and petitioner Ajaya Sethi assaulted him by a chicken cutting Kati causing bleeding injuries on his head, hand, leg, belly and face. Some local people rescued him and shifted him to Kodala medical from where he was referred to Brahmapur. Basing on the F.I.R. lodged by his brother-in-law, the petitioners were arrested and remanded to judicial custody.

The learned counsel appearing for the petitioners submitted that due to previous hostility, the petitioners have been falsely entangled in this case. It is submitted that no witness including the injured has stated about the use of chicken cutting 'Kati' by Ajaya Sethi. It is further submitted that the injuries are simple in nature and not on any vital part of the body. There is no evidence that the injured was shifted to Brahmapur for better treatment. So, Sec.109 of B.N.S. is not attracted. It is further submitted that the petitioners are in judicial custody since 12.07.2026. They are the permanent residents under Beguniapada P.S. There is substantial progress in investigation. It is additionally submitted that injured Krushna Pradhan was earlier arrested in connection with Beguniapada P.S. Case No. 132 dated 18.03.2026 basing on the report of one Krushna Sethi, the brother of petitioner Ajaya Sethi and he has already been released on bail. On these grounds he prayed to release the petitioners on bail. On the other hand the learned Addl. P.P. strongly objected the motion for bail.

Perused the record. As per the F.I.R. allegation, first co-accused Ranjit Gouda assaulted the injured by a sharp cutting weapon whereafter the present petitioners dealt fist and kick blows to him and additionally petitioner Ajaya Sethi dealt several blows to him by a chicken cutting 'Kati' causing multiple injuries on his person. Such allegation has been supported by witnesses like Prema Senapati, Chitrasena Das and others. The injured has alleged that all the present petitioners chased him and while so chasing, assaulted him by knife and 'Kati'. The injury report shows that the injured has sustained lacerated wound of size 3 cm x 1 cm x 1 cm on left temporal part of head, lacerated wound of size 1 cm x 2 cm x 0.2 cm on the frontal part of head, lacerated wound of size 3 cm x 1.5 cm x 1 cm on left arm above left elbow, lacerated wound of size 2.5 cm x 0.8 cm x 1 cm on right side lower back and abrasion of size 6 cm x 0.4 cm on right forearm. According to the medical officer, the injuries were inflicted by a hard

and blunt object. Though the injuries were opined to be simple in nature but the dimension and multiplicity of the injuries and the place where the injuries were inflicted itself reflects that the intention of the petitioners was to cause such injuries which might lead to death or at least knowledge that such injuries might lead to death can be attributed to them. As we know, it is the intention and not the gravity of the injury which is relevant for an offence u/s. 109 of BNS and from the facts and circumstances of this case, prima facie an offence u/s.109 of B.N.S. is made out against the petitioners which is punishable with imprisonment for life. Furthermore, pursuant to the disclosure statements made by the petitioners while in police custody, several knives have been seized by police. Furthermore, the record shows that the petitioner no.1 has one criminal antecedent in the recent year, petitioner no.2 has two criminal antecedents, out of which one is of the recent year and petitioner no.3 has three criminal antecedents, all are in the recent year. The submission made by the learned defence counsel that injured Krushna Pradhan was also arrested basing on the report of the brother of petitioner no.1 has no bearing in this case as because the said case relates to an occurrence dated 17.03.2026 whereas the present case relates to the occurrence dated 10.07.2026. On the contrary, the occurrence dated 17.03.2026 may be the root cause of the present incident. Investigation is going on. Thus, having regard to the nature of the allegation, the multiplicity and the dimension of the injuries, the manner of commission of the same, the severity of punishment and the criminal antecedents of the petitioners, I am not inclined to release the petitioners on bail. Accordingly, the bail application stands rejected having no merit.

Grant free copy of this order to the petitioners. Send back the TCR along with this order to the concerned court for information and necessary action.

(Dictated)

*Sd/- Sri Amiya Ranjan Jena
Addl. Sessions Judge, Khallikote
24.08.2026.*

Memo No. /dtd. 24.08.2026

Copy of the order along with TCR in G.R. 1416/2026 is forwarded to the learned J.M.F.C., Khallikote for information and necessary action.

Addl. Sessions Judge, Khallikote.