



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.180 of 2026

Prem@Kalia Nath

....

Petitioner

Mr. M. Banerjee, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. S.Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAIAK

ORDER

25.02.2026

Order No.

03.

1. Heard learned counsel for the respective parties.
2. Instant petition has been filed under Section 482 BNSS by the petitioner seeking pre-arrest bail in connection with Baliapanda P.S. Case No.96 of 2025 corresponding to G.R. Case No.436 of 2025 pending in the court of learned S.D.J.M., Puri on the grounds stated.
3. Perused the F.I.R. at Annexure-1. A case under Section 326(g) BNS with other offences is registered. The allegation is that the house of the informant was set ablaze. Learned counsel for the petitioner submits that the accused is not involved but he is alleged to have instigated others to commit the crime but referring to a statement of one of the witnesses, namely, Khitishree Mohanty recorded under Section 180 BNSS, copy of which is produced along with the case diary, it claimed by learned counsel for the State that the petitioner is primarily responsible for the alleged mischief. The Court finds that fence



of the spot house and other vehicles have been gutted in fire because of the alleged mischief. Considering the above facts and submissions of the learned counsel for the respective parties and since the name of the petitioner has surfaced during investigation with revelation made by the witness, namely, Khitishree Mohanty and others, this Court is of the view that it is not a case for pre-arrest bail, however, the petitioner should be directed to surrender before the learned court below seeking regular bail. Accordingly, it is ordered. In the event, the petitioner surrenders within a fortnight and moves an application for bail, shall be disposed of by the learned S.D.J.M., Puri during the first hour and in case of rejection, to approach the Sessions Court. All such plea as has been advanced as present shall be considered by the learned courts below while dealing with the applications for bail and for the said purpose, the case diary and other relevant papers shall be made available in course of the day.

4. Consequently, the ABLAPL is disposed.
5. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

Balaram