



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1274 of 2026

**Mohammad Suhail Ap @
Muhammed Suhail Ap &
another**

Petitioners

Mr. D.K. Sahoo, Advocate

-Versus-

State of Odisha & others **Opposite Parties**
Mr. M.K. Mohanty, ASC
Mr. B.K. Mishra, Advocate for the informant

**CORAM:
MR. JUSTICE R.K. PATTANAIAK**

**ORDER
16.04.2026**

Order No.

03.

1. Heard learned counsel for the respective parties.
2. Instant petition has been filed under Section 482 BNSS by the petitioners seeking pre-arrest bail in connection with Mangalabagh P.S. Case No.408 of 2025 corresponding to G.R. Case No.1128 of 2025 pending in the court of learned J.M.F.C.(CT) Court, Cuttack on the grounds stated.
3. Perused the FIR as at Annexure-1. Recorded the submissions of learned counsel for the respective parties. In fact, petitioner No.1, namely, the husband so also the informant wife had directed the parties to go for a mediation by the Court's order dated 7th March, 2026 but it has been closed with the submission of Mr. Mishra, learned counsel for the informant that the petitioner was not inclined for the same. Mr. Sahoo, learned counsel for the petitioners submits that the father of petitioner No.1 has expired in the meantime and



presently, he is in financial distress and the dispute is over the property demanded by the informant. The Court finds that petitioner No.2 happens to be the mother-in-law of the informant and she and petitioner No.1 apprehend arrest in the hands of the police in view of the FIR i.e. Annexure-1. The case diary is produced for the Court's perusal. The statements of the witnesses recorded under Section 180 BNSS are also made available by learned counsel for the State. It is made to understand that informant alleged petitioner No.1 to have sent private bed-room photographs to her father. Such other mischief is alleged against petitioner No.1 including ill-treatment meted out to the informant. From the FIR at Annexure-1, the Court further finds there is an allegation of dowry demand as well but no particulars of any such demand either in cash or kind have been revealed therein. The Court considering the materials on record rather finds that for personal reasons, the relationship between petitioner No.1 and the informant has worsened. The Court also finds that there have been photographs sent to the mobile of the informant's father by petitioner No.1 and not to any outsider. Regard being had to the nature of allegations and in absence of any specific particulars regarding dowry demand from the side of the petitioners and as material evidence appears to have been collected during investigation since revealed from the case diary, this Court though not in favour of granting pre-arrest bail to petitioner No.1 but is of the view that he should be directed to surrender before the learned court below for being released



on bail but in so far as petitioner No.2 is concerned, pre-arrest bail as demanded by her should be entertained.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL petition stands disposed of with a direction to petitioner No.1 to surrender before learned J.M.F.C.(CT) Court, Cuttack within a fortnight from today and in the event, he surrenders in compliance thereof, shall be released on bail in connection with G.R. Case No.1128 of 2025 on furnishing a bail bond of Rs.30,000/- (rupees thirty thousand) with one solvent surety for the like amount to the satisfaction of the court below, which shall be at liberty to impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case. As to petitioner No.2, it is directed that she shall be released on bail by the Arresting Officer in connection with Mangalabagh P.S. Case No.408 of 2025 corresponding to G.R. Case No.1128 of 2025 pending in the file of learned J.M.F.C.(CT) Court, Cuttack on furnishing a bail bond of Rs.25,000/-(rupees twenty-five thousand) with one solvent surety for the like amount with a condition that she shall cooperate the I.O. in the investigation as and when called upon.

6. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge