



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.537 of 2026

Rakesh Bala @ Rakuna		Petitioner
	-Versus-	Mr. R. Behera, Advocate
State of Odisha		Opposite Party
		Mr. S. Panda, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIAK

ORDER
28.01.2026

Order
No.

01. 1. Heard learned counsel for the petitioner and State.
2. Instant petition has been filed under Section 482 BNSS by the petitioner seeking pre-arrest bail in connection with Tamando P.S. Case No.08 of 2026 corresponding to C.T. Case No.13 of 2026 pending in the court of learned J.M.F.C.-I, Bhubaneswar on the grounds stated.
3. Perused the FIR as at Annexure-1. Recorded the submissions of learned counsel for the respective parties. It is claimed that there was heated argument between the informant and a customer and at that point in time, the petitioner intervened and alleged excess said to have been committed as a result. According to learned counsel for the State, the informant/victim was allegedly assaulted by means of a bamboo stick revealed from the FIR i.e. Annexure-1. Considering the above facts and nature of allegations made in Annexure-1 and the circumstances under which the alleged



incident took place and narrated by learned counsel for the petitioner being the basis for lodging the said report, this Court is not inclined to grant pre-arrest bail to the present accused, however, is of the view that he should be directed to surrender before the learned court below to be released with suitable conditions imposed subject to absence of any grievous injury caused to the victim on account of the assault.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. It is directed that in the event, the petitioner surrenders before learned J.M.F.C.-I, Bhubaneswar in connection with Tamando P.S. Case No.08 of 2026 corresponding to C.T. Case No.13 of 2026 within a fortnight from today, he shall be released on bail upon furnishing a bail bond of Rs.25,000/-(rupees twenty five thousand) with one solvent surety for the like amount with such other conditions imposed besides the following, such as, he shall not cause any harm to the victim, while on bail. The above order shall not be given effect to, if in case, the learned court below finds that the informant/victim has received grievous injury for the assault.

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

(R.K. Pattanaik)
Judge