



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.594 of 2026

Prakash Malik & others

....

Petitioners

Mr. A. Mohanty, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. S. Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

23.02.2026

Order No.

02.

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 Kuakhia P.S. Case No.386 of 2025 corresponding to C.T. Case No.2258 of 2025 pending in the court of learned S.D.J.M., Jajpur on the grounds stated.
3. Perused the FIR as at Annexure-1. The case diary has been received by Mr. Panda, learned ASC for the State and the same is produced for the Court's perusal. The Court finds that there has been an allegation of accepting another woman by petitioner No.1, who is the husband of the informant. The statement of the informant recorded under Section 180 BNSS is gone through, wherein, she has alleged ill-treatment in the hands of her husband. As such, the Court finds no allegation of any dowry demand and related torture meted out to the informant. As it appears, there has been disturbance in the life of the informant on account of petitioner No.1 husband having another woman in his life. Notice was issued to the informant



last time by the Court's order dated 29th January, 2026. Recorded submission of Mr. Panda, learned ASC for the State that it has been duly served on her. No one, however, appears today for the informant. Considering the submission of learned counsel for the respective parties and the nature of allegations in absence of any such mischief committed by the petitioners regarding dowry demand and torture, if any, this Court under the impression that investigation must have progressed to a considerable extent though not inclined to grant any of them pre-arrest bail but is of the view that they should be directed to surrender before the learned court below for being released with suitable conditions and accordingly, it is ordered.

4. In the result, the ABLAPL petition stands disposed of with a direction to the petitioners to surrender before learned S.D.J.M., Jajpur within a fortnight from today and in the event of their surrender in compliance thereof, they shall be released on bail in connection with C.T. Case No.2258 of 2025 on furnishing bail bonds of Rs.25,000/- (rupees twenty-five thousand) each with one solvent surety for the like amount each to the satisfaction of the court below, which shall be at liberty to impose such other conditions as deemed just and proper in the facts and circumstances of the case besides the following, such as, they shall cooperate the I.O. in the investigation, till the same is concluded and not to cause any harm to the informant in any manner, whatsoever, while on bail.

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

(R.K. Pattanaik)
Judge