



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 534 of 2025
With
ABLAPL No.535 of 2025

In ABLAPL No.534/2025

Lily Agarwal

.... ***Petitioner***

Mr. B. Baug, Sr. Advocate

-versus-

State of Odisha

.... ***Opposite Party***

Mr. S.P. Panigrahi, ASC
Mr. S. Das, Advocate for informant

In ABLAPL No.535/2025

Deepak Agarwal

.... ***Petitioner***

Mr. B. Baug, Sr. Advocate

-versus-

State of Odisha

.... ***Opposite Party***

Mr. S.P. Panigrahi, ASC
Mr. S. Das, Advocate for informant

CORAM: JUSTICE V. NARASINGH

ORDER
27.03.2025

Order No.

- 03.** 1. Since both the bail applications arise out of the same F.I.R., on consent of the parties, they are taken



up analogously and disposed of by this common order.

2. Heard learned counsel for the Petitioners, learned counsel for the State and learned counsel for the informant. The appearance memo of Mr. Baug, learned senior counsel is taken on record.

3. The Petitioners are seeking pre-arrest bail in connection with Modern Police Station, Phase-2, C.D.A. bearing P.S. Case No.04 dated 09.01.2025 for commission of offences punishable under Sections 80(2)/85/103(1)/3(5) of BNS and Section 4 of the Dowry Prohibition Act.

4. It is submitted by the learned senior counsel for the petitioners that the petitioners have been implicated in the case at hand only because of their relationship with the husband inasmuch as both the petitioners are mother-in-law and father-in-law of the deceased. Since the husband has been taken into custody, the petitioners may be protected providing pre-arrest bail in the factual backdrop of the case at hand.

5. Such submission is opposed by the learned counsel for the State as well as the informant. It is the submission of the learned counsel for the



informant that since investigation is at initial stage, they ought not to be released on pre-arrest bail, which will derail the ongoing investigation. Learned counsel for the informant also relies on the statement of the brother of the deceased and refers to the post mortem report. It is fairly submitted by the learned counsel for the State that on query, the medical opinion has been received that "the injuries mentioned in the post mortem report are not consistent with forceful hanging". Learned counsel for the State and learned counsel for the informant submit that the case at hand does not merit consideration of pre-arrest bail.

6. On a conspectus of material on record and taking into account the statement and the post mortem report, this Court is not inclined to entertain the bail application in respect of the petitioner, Deepak Agarwal in ABLAPL No.535 of 2025 and the same stands rejected.

7. So far as the petitioner, Lily Agarwal in ABLPAL No.534 of 2025 is concerned, she is directed to surrender before the Court below within four weeks hence and in that event, she shall be released on bail on such terms and conditions as would be fixed by the learned Court below.



8. Accordingly, the ABLAPLs stand disposed of.
9. UCC as per rules.

(V. Narasingh)
Judge

Manoj

Signature Not Verified

Digitally Signed
Signed by: MANOJ ROUT K
Designation: AR-CUM-SENIOR SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 28-Mar-2025 16:13:52

