



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.833 of 2026

Surya Malik @ Suryanarayan Mallik **Petitioner**

Mr. Arijeet Mishra, Advocate

-Versus-

State of Odisha **Opposite Party**
Ms. Siva Mohanty, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIAK

ORDER
09.02.2026

Order No.
01.

1. Heard learned counsel for the respective parties.
2. Instant petition under Section 482 BNSS is filed for pre-arrest bail of the petitioner in connection with Rajnagar P.S. Case No.372 of 2025 corresponding to G.R. Case No.479 of 2025 pending in the file of learned NGN-cum-J.M.F.C., Rajnagar, District-Kendrapara on the grounds stated therein.
3. Perused the F.I.R. as at Annexure-1. It is submitted to the Court that the petitioner is having antecedents with his involvement in four other criminal cases but on a better footing than the co-accused, namely, Bibhuti Mallik @ Bibhuti Bhusan Mallik, who had earlier approached this Court in ABLAPL No.12825 of 2025 disposed of on 14th November, 2025. The further submission is that the injured received a simple injury, hence, under such circumstances, even though a case under Section 109(1) BNS has been registered, the petitioner should be directed to surrender and to go on bail with conditions.



4. Recorded the objection of the State. The co-accused named above has been denied any such release, but the liberty to surrender before the learned court below seeking regular bail for being considered on its own merit. It is submitted to the Court that there are two Excise cases registered against the petitioner and rest two are triable by a Magistrate First Class.

5. Considering the above facts and submissions of learned counsels for the respective parties, this Court is of the view that upon such verification of the above claim regarding the antecedents, the petitioner should be directed to surrender before the learned court below for being released on bail with stringent conditions imposed instead of granting pre-arrest bail, as has been demanded by him.

6. Accordingly, it is ordered.

7. In the result, ABLAPL stands disposed of with the direction as aforesaid. It is further directed that upon surrender before the court of learned NGN-cum-J.M.F.C., Rajnagar, District-Kendrapara within a fortnight from today, the petitioner shall be released on bail in connection with Rajnagar P.S. Case No.372 of 2025 corresponding to G.R. Case No.479 of 2025 subject to him furnishing a bail bond of Rs.50,000/- (Rupees fifty thousand) with one solvent surety for the like amount to the satisfaction of the learned 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 with other conditions and verification of the claim with regard to the antecedents.



8. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Sumitra

Signature Not Verified

Digitally Signed
Signed by: SUMITRA NAYAK
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 12-Feb-2026 14:11:41

