



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1102 of 2026

**Sk. Sultan Mahammad and
another** **Petitioners**

Mr. J.K. Khuntia, Advocate

-Versus-

State of Odisha **Opposite Party**
Mr. M.K. Mohanty, ASC

**CORAM:
MR. JUSTICE R.K. PATTANAİK**

ORDER
23.02.2026

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 petitioners in connection with Balasore Sadar P.S. Case No.36 of 2026 corresponding to C.T. Case No.54 of 2026 pending in the file of learned J.M.F.C. (City), Balasore on the grounds stated therein.
3. Perused the FIR as at Annexure-1. The details of the incident are narrated in the report. The petitioners are claimed to be the owner and driver of the alleged vehicle in which cattle were being transported. It is submitted by Mr. Khuntia, learned counsel for the petitioners that the helper of the vehicle died after the alleged vehicle met with an accident. Recorded the objection of the State. The allegation is that the cattle were transported in a vehicle and after it met with an accident, the helper died. It is informed to the Court that petitioner No.2 is having two other antecedents and not petitioner



No.1.Considering the above facts and the submissions of the learned counsel for the respective parties and the circumstances leading to the lodging of the FIR in which the alleged mischief was revealed after the vehicle in question had an accident, this Court is inclined direct both the petitioners to surrender before the court concerned for being released with stringent conditions especially in respect of petitioner No.2.

4. Accordingly, it is ordered.

5. In the result, ABLAPL stands disposed of with the direction as aforesaid. It is further directed that in the event the petitioners surrender before the court of learned J.M.F.C. (City), Balasore within a fortnight from today, they shall be released on bail in connection with Balasore Sadar P.S. Case No.36 of 2026 corresponding to C.T. Case No.54 of 2026 subject to them furnishing bail bonds of Rs.30,000/- (Rupees thirty 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. It is further directed that petitioner No.1 shall be released on bail subject to absence of similar antecedent besides petitioner No.2 is directed to attend the P.S. as and when summoned for the purpose of investigation while on bail.

6. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Alok