



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.1171 of 2026

Prasant Kumar Mohanty @ Chhuapua **Petitioner**

Mr. S.R. Das, Advocate

-Versus-

State of Odisha **Opposite Party**
Miss B.K. Sahu, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
26.02.2026

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 Plantsite P.S. Case No.957 of 2024 corresponding to Special G.R. Case No.44 of 2024 pending in the court of learned 1st Additional Sessions Judge-cum-Special Judge, Rourkela on the grounds stated.
3. Perused the FIR as at Annexure-1. Learned counsel for the petitioner submits that the petitioner apprehends arrest in view of the disclosure made by the co-accused regarding his involvement but was not present at the spot and in no way responsible for the alleged recovery of contraband Ganja, hence, he is to be granted pre-arrest bail, which is seriously objected by learned counsel for the State on the ground that he has other similar antecedents. It is informed to the Court that



the petitioner is having two other criminal cases to his credit. For the above facts and recording the submission that the petitioner is alleged to be involved of the strength of a confessional statement of a co-accused, this Court is not inclined to consider his pre-arrest bail, however, is of the view that he should be directed to surrender before the learned court below seeking regular bail with such plea advanced at present.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. It is further directed that in the event, the petitioner surrenders before the learned 1st Additional Sessions Judge-cum-Special Judge, Rourkela in connection with Plantsite P.S. Case No.957 of 2024 corresponding to Special G.R. Case No.44 of 2024 within a fortnight from today and moves regular bail, it shall be considered and disposed of on the same days considering his plea as above based on the decision of the Apex Court in **Tofan Singh Vrs. State of Tamil Nadu** in Criminal Appeal No.152 of 2013.

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

(R.K. Pattanaik)
Judge