



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1326 of 2025

***Sesha @ Sesa Dharua &
others***

....

Petitioners

Mr. S. Padhee, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S. Panigrahi, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

26.03.2025

Order No.

- 03.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.175 of 2024 pending on the file of learned J.M.F.C., Barpali, arising out of Barpali P.S. Case No.176 of 2024 for commission of offences punishable under Sections 341/ 323/ 307/ 506/34 IPC.
3. It is submitted by the learned counsel that the omnibus allegations have been made against the Petitioners. Hence, they may be protected by pre-arrest bail.
4. Learned counsel for the State opposes such prayer and submits that in the meanwhile other co-accused persons have been taken into custody.
5. Learned counsel for the Petitioners submits that the co-accused have already been released on bail.



6. This Court perused the statement of the injured and one of the injured has grievous injuries.

7. Taking note of the same and on a conspectus of materials on record, ABLAPL is disposed of with the observation that the Petitioners may surrender before the learned J.M.F.C., Barpali in connection with the aforementioned case within one month from today.

In the event of their surrender and motion for bail, the same be considered by the learned J.M.F.C., Barpali on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned J.M.F.C., Barpali, the Petitioners are at liberty to move the higher forum for bail in the second hour on the day.

8. On being so moved, the higher forum is requested to make an endeavour to dispose of the bail application of the Petitioners on the same day. The case diary be made available to the concerned courts to facilitate disposal of the bail application of the Petitioners and learned J.M.F.C., Barpali is called upon to transmit the case record to the higher forum in the second hour in the event of rejection of such bail application.

9. Ground of parity, if any, may be considered by the learned court below if the same is canvassed by the learned counsel for the Petitioner at the time of consideration of the bail application.



10. Accordingly, the ABLAPL stands disposed of.

(V. NARASINGH)
Judge

PKS

Signature Not Verified

Digitally Signed
Signed by: PRADEEP KUMAR SWAIN
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 28-Mar-2025 14:50:29

