



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 1680 of 2026

Biswamitra Badi & others **Petitioners**

Mr. C.R.Mishra, Advocate

-Versus-

State of Odisha **Opposite Party**

Mr. M.K.Mohanty, ASC

CORAM:
MR. JUSTICE R.K. PATTANAİK

ORDER
24.03.2026

Order
No.

01.

1. Heard learned counsel for the respective parties.
2. Instant petition under Section 482 BNSS is filed seeking pre-arrest bail of the petitioner in connection with Birmaharajpur P.S. Case No.247 of 2025 pending in the file of learned SDJM, Birmaharajpur corresponding to G.R. Case No.586 of 2025 on the grounds stated.
3. Perused the FIR as at Annexure-1. The case diary and other relevant documents including the statement of the informant recorded under Section 180 BNSS is produced and the same is gone through. Mr. Panda, learned counsel for the petitioners submits that no marriage has taken place between petitioner No.1 and the informant and the allegation is that she had to go for abortion for couple of times at the instance of petitioner No.1, when both of them were staying together and



while working in a company at Tripura in the State of Tamil Nadu. It is submitted that the relationship between the parties to be consensual but the informant claiming as the wife of petitioner No.1 lodged the F.I.R. and entangled petitioner Nos. 2&3, who are the parents of petitioner No.1. Recorded the objection of the State. Considered the statements of the witnesses examined during investigation. It appears to be a case of consent between the informant and petitioner No.1 but for the reasons stated, it did not materialize in their marriage and on account of a dispute thereafter, the report was lodged. Considering the above facts and circumstances under which the report was lodged after the relationship between petitioner No.1 and informant stood deteriorated, this Court though not inclined to grant pre-arrest bail to any of them but is of the view that the petitioners should be directed to surrender before the learned court below for being released with conditions.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. In the event, the petitioners surrender before the court of learned SDJM, Birmaharajpur within fifteen days shall be released in connection with G.R. Case No.586 of 2025 corresponding to Birmaharajpur P.S. Case No.247 of 2025 on furnishing a bail bond of Rs. 30,000/-(rupees thirty thousand) each with one solvent surety for the like amount each with an additional condition that they shall not cause any harm or injury to the informant and to that effect, petitioner No.1



shall furnish an undertaking at the local P.S. and to report the I.O. once in fifteen days' time, till the investigation is over. Apart from the above, the Court directs petitioner No.1 and the informant to go for mediation and to appear before DLSA, Sonapur for the said purpose on 2nd April, 2026. It is also directed that any such mediation with a report shall be sent to the court of learned SDJM, Birmaharajpur for further orders. Furthermore, State is directed to intimate the informant about the above order so as to enable her to attend the mediation on the date fixed. A copy of the order be handed over to the learned counsel for the State.

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

(R.K. Pattanaik)
Judge

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