



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.1807 of 2026

Upendra Banka

.... **Petitioner**
Mr. J. Sahu, Advocate

-Versus-

State of Odisha

.... **Opposite Party**
Ms. B.K. Sahu, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
26.03.2026

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 Padampur P.S. Case No.224 of 2025 corresponding to G.R. Case No.793 of 2025 pending in the court of learned S.D.J.M., Padampur on the grounds stated.
3. Perused the FIR as at Annexure-1. From the report, it is made to reveal that large quantity of cough syrup bottles has been recovered and seized. It is claimed that the petitioner was not present at the spot so revealed from the FIR. It is also submitted that the co-accused, namely, Manish Rohidas is on bail pursuant to the Court's order in BLAPL No10033 of 2025 dated 26th September, 2025 after he was arrested by the local police. The submission is that petitioner's involvement is alleged on the basis of a disclosure made by the co-accused,



who is on bail and therefore, he should be released on similar terms and conditions. Recorded the objection of Ms. Sahu, learned AGA for the State and she submits that the other accused who was found in possession of the contraband substance is alleged to be adulterated. But the alleged recovery is not shown against the petitioner. The involvement is claimed on the basis of confessional statement of the co-accused, who as earlier stated, is on bail. Considering the above facts and recording the submission of Ms. Sahu, learned AGA that the petitioner is having three more criminal cases and one similar antecedent of the year 2023 and not recent one, this Court is of the view that though no case is made out for pre-arrest bail but he should be allowed to surrender before the learned court below for being released with stringent conditions.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. It is directed that in the event, the petitioner surrenders before the learned S.D.J.M., Padampur in connection with Padampur P.S. Case No.224 of 2025 corresponding to G.R. Case No.793 of 2025 within a fortnight from today, he shall be released on bail upon furnishing a bail bond of Rs.50,000/-(rupees fifty thousand) with one solvent surety for the like amount with such other conditions imposed besides the following, such as, he shall attend the PS once in a fortnight, till the investigation is concluded and to furnish an



undertaking to the effect that he shall not involve himself in any such similar criminal activities, while on bail.

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

(R.K. Pattanaik)
Judge

TUDU