



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.3700 of 2026

Pradip Kumar Nayak

.... **Petitioner**
Mr. B. Dalai, Advocate

-Versus-

State of Odisha

.... **Opposite Party**
Mr. S.Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER
04.05.2026

Order No.

02.

1. Heard learned counsel for the respective parties.
2. Instant petition has been filed under Section 482 BNSS by the petitioner seeking pre-arrest bail in connection with Info Valley P.S. Case No.52 of 2026 corresponding to G.R. Case No.148 of 2026 pending in the court of learned J.M.F.C., Jatni on the grounds stated.
3. Perused the FIR as at Annexure-1. Recorded the submissions of learned counsel for the respective parties. The case diary is produced by Mr. Panda, learned ASC for the State and the same is also gone through. The informant is the wife of petitioner and she has alleged mental and physical cruelty by the latter and allegedly suffered termination of pregnancy with delivery of a dead child with other allegations made in the report. It is also alleged that the petitioner accepted a second women in his life with a marriage having taken place. Perused the statement of the informant recorded under Section 180 BNSS made available to the Court along with the case diary.



Besides that, the medical opinion overleaf the letter of requisition by the I.O. is submitted for the Court's perusal and the same is also gone through. As per the findings with the medical opinion based on the reports, it has been opined that such findings are not consistent with forced or non-consensual administration of any such medicine to the informant. Rather the opinion is to the effect that the administration of any such drugs was to expel the dead fetus and to remove the failed early pregnancy of the informant wife. The allegation of abortion with any forceful administration of medicine has been ruled out with such a medical opinion. Having regard to the above facts and considering the nature of allegations in the FIR and absence of the any material to show that the petitioner has had a second marriage during the substance of the first one, this Court is of the view that the marital dispute between the parties should be referred to mediation and at the same time, interim protection should be granted to the petitioner to make it successful. Accordingly, it is directed. Consequently, the petitioner and informant are requested to appear before the High Court Mediation Centre, Cuttack on 7th May, 2026 to receive further orders. State is directed to intimate the informant regarding the date fixed for mediation with the assistance of the local PS.

4. For further orders, list on 18th May, 2026 upon receiving the mediation report. In the meantime, this Court, as an interim measure, pending mediation between the parties directs that the petitioner shall not be taken into custody in connection with Info Valley P.S. Case No.52 of 2026



corresponding to G.R. Case No.148 of 2026 pending in the court of learned J.M.F.C., Jatni till the next date of hearing.

5. List on the date fixed for orders.
6. Issue urgent certified copy of this order as per rules.
7. A copy of the order be supplied to Mr. Panda, learned ASC for the State for further course of action at his end.

(R.K. Pattanaik)
Judge

Balaram