



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 3378 of 2026

1. Paikrae @ Paikray Naik	 Petitioner(s)
2. Maheswar Naik	Mr. P. Panigrahi,
3. Rajiba Gouda	Advocate
4. Kailash Gouda	

-versus-

State of Odisha	 Opp. Party(s)
	Ms. S. Devi, ASC

CORAM:

JUSTICE SIBO SANKAR MISHRA

Order
No.
02.

ORDER
04.05.2026

1. The petitioners are accused in connection with Thuamul Rampur P.S. Case No.16 of 2026 corresponding to C.T. Case No.17 of 2026 registered on the allegation of the alleged commission of offence punishable under Sections 303(2)/3(5) of BNS, pending in the Court of the learned JMFC, Thuamul Rampur.

2. Learned counsel for the petitioners, on instruction from the petitioners, submits that, except the present bail application, no other bail application of the petitioners is pending in any other Court relating to the aforesaid F.I.R.



3. The prosecution case is that one Ekadasi Naik lodged a report before the I.I.C. Thuamul Police Station alleging therein that on 29.01.2026 at about 7.30 p.m. some unknown culprits committed theft of iron poll and concealed inside the forest. The forest guard and other village members watch could able to apprehend four persons while they were attempting to take away the iron chain link bundles. Being asked they disclosed the name of other persons. Hence, the FIR.

4. Pursuant to order dated 27.04.2026, learned counsel for the petitioners filed an affidavit dated 01.05.2026 stating therein that the petitioners have no criminal antecedents, therefore the anticipatory bail application of the petitioners may be allowed.

5. Learned counsel for the State opposed the prayer for anticipatory bail.

6. Regard being had to the nature of allegation, I am inclined to grant the petitioners anticipatory bail. Accordingly, it is directed that in the event the Petitioners are arrested, they shall be released on bail by the Arresting Officer, subject to verification of criminal antecedent of similar nature. The release of the Petitioners shall also be subject to the condition that they shall cooperate with the investigation and shall appear before the I.O. as and when their



presence is required by the I.O. for the purpose of investigation; they shall not indulge in similar criminal offences while on bail; they shall not threaten/harass/terrorize the informant in any manner whatsoever while on bail; and they shall appear before the trial court on each and every date of posting of the case, if not presented by sufficient cause. Violation of any of the conditions shall entail cancellation of bail.

7. The ABLAPL is accordingly disposed of.

(S.S. Mishra)
Judge

Ashok

Signature Not Verified

Digitally Signed
Signed by: ASHOK KUMAR JAGADEB
MOHAPATRA
Reason: Authentication
Location: High Court of Orissa
Date: 04-May-2026 18:38:08

