



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3893 of 2026

- 1. Rabindra Das** **Petitioner(s)**
2. Akhaya @ Akshaya Kumar Das
3. Sanjay Das
4. Chittaranjan Das
5. Sunakar Das
6. Trilochan Das
7. Basanta Das
8. Maheswar Das
9. Surendra Das
10. Giridhari Khuntia
11. Jagabandhu Das
12. Ajaya @ Ajay Kumar Das
13. Abhimanyu Das
14. Balaram Das
15. Hemanta Das
16. Prasanta Das
17. Bikram Das
18. Amiya @ Amiya Kumar Das

Mr. Bikram Chandra Parija, Advocate
-versus-

State of Odisha **Opposite Party(s)**

Mr. Debaraj Mohanty, AGA

CORAM: JUSTICE SIBO SANKAR MISHRA

ORDER

05.05.2026

Order No.

03.

1. Heard.

2. The petitioners are seeking pre-arrest bail in connection with Brahmabarada P.S. Case No.51 of 2026 corresponding to C.T. Case No.498 of 2026 registered for



alleged commission of offences punishable under Sections 115(2)/ 117(2)/ 126(2)/ 109(1)/ 296/ 309(4)/ 324(4)/351(2)/3(5) of the BNS, 2023, pending in the Court of the learned J.M.F.C., Chandikhole.

3. 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.

4. The allegation against the petitioners is that on 16.03.2026, the complainant reported at the P.S. that on 15.03.2026 at about 8 P.M., when her husband along with one Abhaya Jena and other were sitting near Kakudikuda Melan padia, at that time, the accused persons namely Akhaya Das and others abused them in obscene language and assaulted them with intention to kill him. The accused persons snatched away the gold chain from the neck of her husband and damaged a Hero Honda motorcycle bearing Regd. No.OD-04-L-7718 and threatened with dire consequences. Hence, the case.

5. Learned counsel for the State has brought to the notice of this Court the injury report of one of the injured, namely, Asish Gantayat, who has received serious



injuries. The other injured persons have sustained simple injuries. The statement of the injured witnesses recorded under Section 183 of the BNSS reveals that the specific allegation of assault has been attributed to accused no.2- Akhaya @ Akshaya Kumar Das, accused no.6- Trilochan Das and accused no.7- Basanta Das. Besides that the accused no.1- Rabindra Das, accused no.14- Balaram Das and accused no.17-Bikram Das were seen by these witnesses being armed with deadly weapons accompanying the assailants. Besides that, the petitioners have also filed a comprehensive affidavit, *inter alia*, stating that the petitioner no.7-Basanta Das has two criminal antecedents whereas the other petitioners are having no criminal antecedents.

6. Regard being had to the aforementioned, I am inclined to grant anticipatory bail to the petitioner no.3- Sanjay Das, petitioner no.4-Chittaranjan Das, petitioner no.5-Sunakar Das, petitioner no.8-Maheswar Das, petitioner no.9-Surendra Das, petitioner no.10-Giridhari Khuntia, petitioner no.11-Jagabandhu Das, petitioner no.12-Ajaya @ Ajay Kumar Das, petitioner no.13-Abhimanyu Das, petitioner no.15-Hemanta Das,



petitioner no.16-Prasanta Das and petitioner no.18-Amiya @ Amiya Kumar Das. Accordingly, it is directed that in the event the above named petitioners are arrested, they shall be released by the Arresting Officer subject to the verification of the nature of injuries, they shall cooperate with the investigation and shall appear before the I.O. as and when their presence is required for the purpose of investigation; they shall not indulge in similar criminal offences while on bail; 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. In so far as the petitioner no.1-Rabindra Das, petitioner no.2-Akhaya @ Akshaya Kumar Das, petitioner no.6-Trilochan Das, petitioner no.7-Basanta Das, petitioner no.14-Balaram Das and petitioner no.17-Bikram Das are concerned, it is open for them to surrender before the trial Court and move for regular bail. If such regular bail application is moved by the petitioner nos.1, 2, 6, 7, 14 and 17 before the Court below, the same shall be considered by the Courts



below on merits in accordance with law on the same day.

8. The ABLAPL is accordingly disposed of.

(S.S. Mishra)
Judge

Subhasis