



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.4471 of 2026

Kalia @ Santosh Jena

....

Petitioner

Ms. A. Ray, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. S. Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

05.05.2026

Order No.

01.

1. Heard learned counsel for the respective parties.
2. Instant petition under Section 482 BNSS is filed for pre-arrest bail of the petitioner in connection with Tigiria P.S. Case No.300 of 2024 corresponding to C.T. Case No.293 of 2024 pending in the file of learned J.M.F.C., Tigiria on the grounds stated therein.
3. Perused the FIR as at Annexure-1. Referring to a copy of the chemical examination report dated 25th February, 2025 at Annexure-4, it is submitted by the learned counsel for the petitioner that there is no case made out for an offence under Section 103(1) BNS, hence, the petitioner should be allowed to go on bail. Recorded the objection of the learned ASC for the State. In fact, the petitioner having approached earlier in ABLAPL No.11701 of 2025 disposed of on 23rd October, 2025 and by the time of rejection order, the chemical examination report had already been received and in spite of any such report, this Court declined to consider his bail plea. In view of



the above, this Court is not inclined to reconsider in absence of any changed circumstances even though there has been closure of investigation with the chargesheet filed leaving it open for him to surrender before the learned court below seeking release pleading parity with a decision thereon merit.

4. Accordingly, it is ordered.

5. In the result, ABLAPL is disposed of. It is further directed that in the event, the petitioner surrenders within a fortnight from today before the learned J.M.F.C., Tigiria in connection with Tigiria P.S. Case No.300 of 2024 corresponding to C.T. Case No.293 of 2024 and moves an application for regular bail, it shall be duly considered in the first hour and in case of rejection, he shall approach the learned Sessions Court for orders on the same day considering the plea of parity and for the said purpose, the case record shall be made available at the time of hearing.

6. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Alok

Signature Not Verified

Digitally Signed
Signed by: ALOK RANJAN SETHY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 06-May-2026 17:16:41

