



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.4793 of 2026

Sanjay Maharana

.....

Petitioner

Represented by Adv. -
Byomakesh Tripathy

-versus-

state of odisha

.....

Opposite Parties

Represented by Adv. –
S.K. Parhi, A.S.C.

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
04.05.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Standing Counsel for the State. Perused the Anticipatory Bail Application.
3. On perusal of the application, it appears that the formal F.I.R has not been registered as of now. Learned counsel for the Petitioner at the outset contended that the Petitioner is apprehending his arrest in connection with a case which is likely to be registered against him for commission of offence under Section 86 BNS with Section 4 D.P Act.
4. In such view of the matter, this Court is of the view that there is no apprehension of arrest against the present Petitioner at the moment. However, in the event any F.I.R has registered against the Petitioner under the alleged aforesaid sections then the Arresting



Officer shall first explore the possibility of the applying the principles of Section 35 (3), (4), (5) of B.N.S.S, before arresting the Petitioner.

5. In such view of the matter, the ABLAPL is disposed of.

(*A.K. Mohapatra*)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR SAHOO
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 07-May-2026 11:32:32

