



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 4844 of 2026

**1. Paresh Kumar
Mohapatra**

....

Petitioners

**2. Pritam Kumar
Mohapatra**

3. Chiku

**@Radhamadhaba
Mohapatra**

Mr. J.K. Khuntia, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S. Panigrahi, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

04.05.2026

Order No.

- 01.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with C.T. No. 533 of 2026 pending on the file of learned JMFC, Basta, arising out of Basta P.S. Case No.228 of 2026 for commission of offences punishable under Section 25 of ARMS Act, 1959 r/w Sections 109(1)/ 115(2)/ 117(2)/ 126(2)/ 296/ 3(5)/ 351(2) of BNS.
3. It is submitted by the learned counsel for the Petitioner that though the allegations, inter alia, under Section 109 of BNS is out of civil dispute, on a bare perusal of the recitals of the F.I.R., it can be seen that the overt act is attributed to one Manas



Giri, who is not a petitioner before this Court and it is also stated that the injury suffered by the injured is simple. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail.

5. Taking into account the generality of allegations and role ascribed to the Petitioner, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioners shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of nature of injury.

6. If it comes to the fore that injury suffered by the injured is grievous, this order shall not be given effect to.

7. It is needless to state that the Petitioners shall cooperate with the ongoing investigation.

8. The ABLAPL is accordingly disposed of.

(V. NARASINGH)
Judge

Soumya

Signature Not Verified

Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Designation: Jr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 05-May-2026 20:12:11

