



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No. 4884 of 2026

Rajendra Behera

...

Petitioner

Mr. T. D. K. Dora, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. A. K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

04.05.2026

Order No.

- 01.** 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is seeking pre-arrest bail in connection with C.T. Case No.356 of 2026 pending on the file of learned JMFC (Cog-Taking)-3, Bhubaneswar, arising out of Nayapalli P.S. Case No.170 of 2026 for commission of offences punishable under Sections 329(2), 115(2), 109(1), 351(2), 305 and 3(5) of BNS, 2023.
3. The allegation against the present Petitioner is that he along with others including his brother and the husband of the informant went to the informant's house and assaulted her.

It is borne out from the statement of the informant that, complaining against the ill-treatment by the in-laws, she had filed a case in



Odagaon P.S. and it is alleged in the complaint that just to threaten the informant from pursuing her illegal remedies, the overt act in the case at hand has been committed.

4. It is submitted by the learned counsel that the Petitioner is the brother-in-law of the informant, hence, he has been falsely implicated in the case at hand.

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

6. Taking into account the nature of allegation, this Court is not inclined to entertain the application for pre-arrest bail. However, it is directed that the Petitioner may surrender before the learned JMFC (Cog-Taking)-3, Bhubaneswar in connection with the aforementioned case within one month from today.

In the event of his surrender and motion for bail, the same be considered by the learned JMFC (Cog-Taking)-3, Bhubaneswar on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned JMFC (Cog-Taking)-3, Bhubaneswar, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.



7. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner on the same day.

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner and learned JMFC (Cog-Taking)-3, Bhubaneswar is called upon to transmit the case record to the higher forum in the second hour expeditiously in the event of rejection of the bail application by him.

Ground of parity, if any, may be considered by the learned court(s) below.

8. Accordingly, the ABLAPL stands disposed of.

9. U.C.C. as per rules.

(V. NARASINGH)
Judge

Jina

Signature Not Verified

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Signed by: JINA DIGAL
Reason: Authentication
Location: High Court of Orissa
Date: 06-May-2026 11:49:48

