



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.5014 of 2026

Dukhishyam Mohapatra & Petitioners
Another

Mr. A.S. Paul, Advocate

-Versus-

State of Odisha Opposite Party
Mr. S.K. Lenka, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

21.05.2026

Order No.

02.

1. Heard learned counsel for the respective parties.
2. Instant petition under Section 482 BNSS is filed for pre-arrest bail of the petitioners in connection with Begunia P.S. Case No.159 of 2026 corresponding to G.R. Case No. 153 of 2026 pending in the file of learned J.M.F.C., Begunia on the grounds stated therein.
3. Perused the FIR as at Annexure-1. This Court had directed the State by order dated 6th May, 2026 to take instructions. Today, it is submitted that the petitioners are responsible in felling large number of trees standing over the Government plot. Mr. Paul, learned counsel for the petitioners submits that the petitioners are the President and Secretary of the Village Committee and do not have any similar antecedent. In response to the above, Mr. Lenka, learned ASC would submit that petitioner No.1 is having one more antecedent vide Begunia P.S. Case No.102 of 2023. But the Court is informed that the case is not similar to the present one. Considering the



submissions of learned counsel for the respective parties and since the trees were cut without obtaining prior permission of the competent Authority and for that, the Additional Tahasildar, Begunia, namely, the informant lodged the report, this Court is inclined to direct the petitioners before the learned court below for being released subject to conditions though not inclined to entertain their pre-arrest bail plea.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL petition stands disposed of with a direction to the petitioners to surrender before learned J.M.F.C., Begunia within three weeks from today and in the event, they surrender in compliance thereof, shall be released on bail in connection with G.R. Case No. 153 of 2026 arising out of Begunia P.S. Case No.159 of 2026 on furnishing bail bonds of Rs.30,000/- (rupees thirty thousand) each with one solvent surety for the like amount each to the satisfaction of the court below, which shall be at liberty to impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case. It is further directed that the above order shall be acted upon if the petitioners are not having similar antecedents in felling trees elsewhere with an enquiry conducted after notice to the PS concerned.

6. Issue urgent certified copy as per rules.

Signature Not Verified

Digitally Signed
Signed by: **BEHARA BEHERA**
Designation: PERSONAL ASSISTANT
Reason: Authentication
Location: OHC, CUTTACK
Date: 25-May-2026 14:19:16



(R.K. Pattanaik)
Judge