



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.4993 of 2026

Dipu Behera @ Deepak Behera & Petitioners
others

Mr. S.K. Mohanty, Advocate

-Versus-

State of Odisha Opposite Party
Mr. S. Panda, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIAK

ORDER
06.05.2026

Order
No.

01. 1. Heard learned counsel for the petitioners and State.
2. Instant petition has been filed under Section 482 BNSS by the petitioners seeking pre-arrest bail in connection with Kotinada P.S. Case No.58 of 2026 corresponding to G.R. Case No.291 of 2026 pending in the file of learned J.M.F.C., Aska on the grounds stated.
3. Perused the FIR as at Annexure-1. It is submitted that the FIR is a counter blast to the report lodged from the side of the petitioners and registered as Kotinada P.S. Case No.54 dated 15th February, 2026. It is submitted that the petitioners alleged to have assaulted the son of the informant but the allegations are totally false. It is claimed that in view of the animosity between the parties, the FIR is lodged against the petitioners. Recorded the objection of the State. A copy of the FIR lodged from the side of the petitioners is produced. The Court finds that for the alleged incident, the present FIR is lodged by the informant. As per the allegation, the son of the



informant was assaulted by 'Thenga' by the accused persons and received bleeding injuries and was treated at Berhampur. Considering the submission as above and claim that the FIR is an outcome of enmity between the parties, this Court is inclined to direct the petitioners to surrender before the learned court below to go on bail subject to verification of injuries received by the victim and absence of antecedents.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. It is directed that in the event, the petitioners surrender before the court of learned J.M.F.C., Aska in connection with G.R. Case No.291 of 2026 corresponding to Kotinada P.S. Case No.58 of 2026 within a fortnight from today, they shall be released on bail upon furnishing a bail bond of Rs.40,000/- (rupees forty thousand) each with one solvent surety for the like amount each with such other conditions imposed. It is further directed that the petitioners shall be released on bail subject to verification of injury and criminal antecedents as directed hereinabove. Such release, as is clarified, shall be subject to absence serious injuries received by the victim and similar antecedents against the petitioners.

6. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

Signature Not Verified

Digitally Signed
Signed by: THAKURDAS TUDU
Reason: Authentication
Location: OHC, CTC
Date: 08-May-2026 19:58:26

