



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.5002 of 2026

Vicky Prasad Gupta @ Vicky Gupta **Petitioner**

Mr. P.S. Das, Advocate

-Versus-

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

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
06.05.2026

Order
No.

01. 1. Heard learned counsel for the petitioner and State.
2. Instant petition has been filed under Section 482 BNSS by the petitioner seeking pre-arrest bail in connection with G.R. Case No.538 of 2026 corresponding to Barbil P.S. Case No.173 of 2026 pending in the file of learned J.M.F.C., Barbil on the grounds stated.
3. Perused the FIR as at Annexure-1. It is submitted that the name of the petitioner though mentioned in the FIR but he is not involved. It is further submitted that the allegations have been exaggerated naming the accused persons including the petitioner in the FIR. The claim is that the informant has not received any injury on account of the overt acts committed by the accused persons. Recorded the objection of the State. The name of the petitioner finds place in the FIR. It is made to reveal from the FIR that the accused persons assembled armed



with a pistol and attempted to assault the informant. It is fairly admitted that the petitioner is having other criminal cases but plea of alibi is advanced as he was not at the spot at the relevant point of time. Considering the submission as above, objection of the State and allegations in the FIR, this Court is inclined to direct the petitioner to surrender before the learned court below for being released though not in favour of entertaining his pre-arrest bail but subject to the directions hereinbelow.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL is disposed of with the direction as aforesaid. Consequently, the petitioner is directed to surrender before the court of learned J.M.F.C., Barbil in connection with G.R. Case No.538 of 2026 corresponding to Barbil P.S. Case No.173 of 2026 within a fortnight from today, he shall be released on bail upon furnishing a bail bond of Rs.40,000/-(rupees forty thousand) with one solvent surety for the like amount with such other conditions imposed besides the following, such as, he shall not cause any further mischief involving the informant in any manner whatsoever while on bail and to co-operate the IO in the investigation. It is further directed that the petitioner shall attend the PS once in a fortnight and to report the IO and to continue to do so at least for a period one month or till such time the investigation is concluded whichever is earlier. The above order shall not be given effect to, as is further directed, if the informant is found to have received serious injury on account of the overt acts committed by the accused persons.



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

(R.K. Pattanaik)
Judge

TUDU

Signature Not Verified

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

