



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.5362 of 2026

***S.N. Baibhab @ Baibhab
Pattanaik and others***

.....

Petitioners

Represented by Adv. –

Mr. Pradipta Beura

-versus-

State of Odisha

.....

Opposite Party

Represented by Adv. –

Mr. Aurobinda Mohanty, ASC

CORAM:

THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

19.06.2026

Order No.

01. 1. This matter is taken up through virtual mode.
2. Heard learned counsel for the Petitioners as well as learned Additional Standing Counsel for the State-Opposite Party. Perused the Anticipatory Bail Application as well as the F.I.R.
3. The present application has been filed under Section 482 of B.N.S.S., 2023 by the Petitioners seeking pre-arrest bail in connection with Athagarh P.S. Case No.157 of 2026, corresponding to C.T. Case No.350 of 2026, pending in the court of the learned S.D.J.M., Athagarh, registered for alleged commission of offences punishable under Sections 74/296/115(2)/109/351(3)/3(5) of B.N.S., 2023.



4. It is stated by the learned counsel for the Petitioners that there exists a previous rivalry between the Petitioners' group and Informant's group. He further submitted that a scuffle took place between the two groups, as a result of which, a case and counter case has been registered against each other. He further submitted that injuries sustained by the injured are simple in nature and that the Petitioners do not have any criminal antecedent.

5. Learned counsel for the State, on the other hand, objected to the release of the Petitioners on pre-arrest bail on ground that the investigation is still on. Therefore, in the event the Petitioners are released on pre-arrest bail, there is every likelihood that they might abscond from justice which would eventually cause delay in conclusion of the investigation.

6. At this stage, learned counsel for the Petitioners submitted that the Petitioners do not want to press this bail application and seek liberty to surrender before the court below and move an application for bail.

7. Considering such submissions, the Petitioners are permitted to surrender before the court in seisin over the matter within a period of four weeks from today and move an application for bail. In such eventuality, the court in seisin over the matter shall release the Petitioners on bail on such terms and conditions as it may deem just and proper in the facts and circumstances of the case, subject to verification of criminal antecedent of the Petitioners as well as injury report. In the event it is found by the court below



that the Petitioners are having any criminal antecedent or that the injuries sustained by the injured are grievous in nature, then this order shall automatically stand revoked.

8. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(A.K. Mohapatra)
Vacation Judge

Debasis