



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.6245 of 2026

1) Kailash Chandra Baral **Petitioners**
2) Kabita Baral
Represented by Adv. -
Amitav Tripathy

-versus-

State Of Odisha **Opposite Party**
Represented by Adv. -
Mr. U.C. Jena, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
17.06.2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners and learned Additional Standing Counsel for the State. Perused the Anticipatory Bail Application as well as the F.I.R.
3. This is an application under Section 482 of the B.N.S.S., 2023 filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 85/80/103/3(5) of the BNS read with Section 4 of the D.P. Act in G.R. Case No.351 of 2025 in the Court of learned J.M.F.C., Banpur arising out of Banpur P.S. Case No.236 of 2025.
4. It is stated by the learned counsel for the Petitioners that the Principal accused who happens to be the husband of the deceased was in the meantime arrested and he has been enlarged on bail by



the learned trial Court. So far the present Petitioners are concerned, it is stated that they are the parents in law of the deceased. In such view of the matter, learned counsel for the Petitioners contended that the Petitioners are ready and willing to surrender in the Court below and cooperate with the learned trial Court for early conclusion of the trial. It was also contended that in the meantime, investigation has been concluded and final charge-sheet has been filed.

5. Learned counsel for the Petitioners at this juncture submitted that the Petitioners do not want to press this application and seeks liberty to surrender before the court below and move an application for bail.

6. Considering such submissions, the Petitioners are given liberty to surrender before the learned court in seisin over the matter in the aforesaid case in the first hour within 21 working days hence and move for bail. On such event, the learned Magistrate shall consider his application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, the Petitioners may move for bail before the higher forum in the second hour. On such event, the higher forum shall consider and dispose of the bail application of the Petitioners the same day strictly on the basis of the materials on record, by maintaining the principles of parity, if applicable.

6. The case diary be made available on the date of surrender on an application being filed by the Petitioners prior to his date of surrender along with a copy of today's order. Records be



transmitted to the higher forum at the cost of the Petitioners, if applied for.

7. The ABLAPL is disposed of accordingly.

Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)
Vacation Judge

Sisir