



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.6873 of 2026

1. Rakesh Kumar **Petitioners**
Sahoo @ Rakesh
Sahoo
2. Mahesh Behera @
Maheswar Behera
3. Milu Bhoi
4. Brahma Behera
5. Saroj Behera @
Ranga Behera

Mr. B. K. Behera, Advocate
-versus-

State of Odisha **Opposite Party**

Mr. A.K Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

19.06.2026

Order No.

- 01.** 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with G.R. Case No.464 of 2026 pending on the file of learned JMFC, Nimapara, arising out of Nimapara P.S. Case No.180 of 2026 for commission of offences punishable under Sections 296/ 126(2)/ 115(2)/118(1)/329(4)/308(5)/303(2)/109/351(3)/ 3(5) of BNS, 2023.



3. It is submitted by the learned counsel for the Petitioners, on instruction, that in the meanwhile the Petitioner No.5 (Saroj Behera @ Ranga Behera) is taken into custody. As such, the ABLAPL is rendered infructuous qua the Petitioner No.5 (Saroj Behera @ Ranga Behera) and is confined to the Petitioner No.1 to 4.

4. It is submitted by the learned counsel for the Petitioners that because of the counter F.I.R., exaggerated allegations have been made. Hence, they may be protected by pre-arrest bail.

5. Taking into account the nature of allegations, this Court is not inclined to entertain the application for pre-arrest bail in respect of Petitioner Nos.1 to 4 (Rakesh Kumar Sahoo @ Rakesh Sahoo, Mahesh Behera @ Maheswar Behera, Milu Bhoi and Brahma Behera). However, it is directed that the Petitioner Nos.1 to 4 (Rakesh Kumar Sahoo @ Rakesh Sahoo, Mahesh Behera @ Maheswar Behera, Milu Bhoi and Brahma Behera) may surrender before the learned JMFC, Nimapara in connection with the aforementioned case within one month from today.

In the event of their surrender and motion for bail, the same be considered by the learned



JMFC, Nimapara on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned JMFC, Nimapara, the Petitioner Nos.1 to 4 (Rakesh Kumar Sahoo @ Rakesh Sahoo, Mahesh Behera @ Maheswar Behera, Milu Bhoi and Brahma Behera) are at liberty to move the higher forum for bail in the second hour on the same day.

On being so moved, the higher forum is requested to make an endeavour to dispose of the bail application of the Petitioner Nos.1 to 4 (Rakesh Kumar Sahoo @ Rakesh Sahoo, Mahesh Behera @ Maheswar Behera, Milu Bhoi and Brahma Behera) on the same day on merit in accordance with law.

6. The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner Nos.1 to 4 (Rakesh Kumar Sahoo @ Rakesh Sahoo, Mahesh Behera @ Maheswar Behera, Milu Bhoi and Brahma Behera) and learned JMFC, Nimapara is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.



Ground of Parity, if any, may be considered by the learned court (s) below.

7. Accordingly, the ABLAPLs stand disposed of. U.C.C. as per rules.

(V. NARASINGH)
Vacation Judge

Soumya