



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 9639 of 2025

Uma Sankar Bishoyi

....

Petitioner

Mr. A. Das, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S.K. Lenka, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

22.08.2025

Order No.

- 01.** 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is seeking pre-arrest bail in connection with G.R. Case No.254 of 2025 pending on the file of learned J.M.F.C., Sheragada, Ganjam arising out of Hinjili P.S. Case No.390 of 2025 for commission of offences punishable under Sections 310(4)/310(5) of BNS and Section 25(1-B)(a) of Arms Act.
3. It is submitted by the learned counsel for the Petitioner that the basis of implication is on account of co-accused statement. Hence, the Petitioner may be protected by pre-arrest bail since charge sheet in the case at hand has already been filed.



4. Learned counsel for the State opposes the prayer for pre-arrest bail inter alia on the ground that the Petitioner has one criminal antecedent i.e. Sadar P.S. Case No.542 of 2023, U/s.294/ 341/ 35/ 323/ 506/ 34 of IPC.

5. On perusal of the Case Diary as submitted, it is seen that the firearm, which was seized, belongs to the Petitioner.

6. Taking into account the manner of implication of the Petitioner and release of the co-accused, as stated, this Court is not inclined to entertain the application for pre-arrest bail. However, it is directed that Petitioner may surrender before the learned J.M.F.C., Sheragada, Ganjam in connection with the aforementioned case within one month from today.

In the event of his surrender and motion for bail, the same be considered by the learned J.M.F.C., Sheragada, Ganjam on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned J.M.F.C., Sheragada, Ganjam, the Petitioner is at liberty to move the higher forum for bail in the second hour on the same day.



7. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioner on the same day.

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner and learned J.M.F.C., Sheragada, Ganjam 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. The forums below are requested to verify the criminal antecedents of the Petitioner.

8. If it comes to the fore that the Petitioner has any other criminal antecedents save and except Sadar P.S. Case No.542 of 2023, this order shall not be given effect to.

9. Accordingly, the ABLAPL stands disposed of.

10. U.C.C. as per rules.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified

Digitally Signed
Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 23-Aug-2025 12:02:21

