



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9708 of 2025

1.Chandan Kumar Swain Petitioners
2. Kanhu Charan Swain
3.Tuni Swain
4.Purnima Sahoo

Mr. K.K. Rout, Advocate

-versus-

State of Orissa Opposite Party

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
21.08.2025

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.579 of 2025 pending in the Court of learned J.M.F.C (III),Puri, arising out of Satyabadi P.S. Case No.243 of 2025 for commission of offence punishable under Sections 333, 296, 115(2), 118(1), 74, 76, 51(2), 3(5) of BNS, 2023.
3. It is submitted by the learned counsel that because of case and counter case, exaggerated allegations have been made in fact the informant party was assaulted the Petitioners for which the Petitioner No.1 (Chandan Kumar Swain) has suffered a fracture



injury on head. Hence, they may be protected by pre-arrest bail.

4. Such submission is opposed by the learned counsel for the State referring to the F.I.R.

5. Taking into account the nature of allegations, this Court is **not inclined** to entertain the pre-arrest bail in respect of the Petitioner No.1 (Chandan Kumar Swain). However, it is directed that the Petitioner No.1 (Chandan Kumar Swain) may surrender before the learned J.M.F.C(III),Puri 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(III),Puri 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(III),Puri, the Petitioner No.1 (Chandan Kumar Swain) is at liberty to move the higher forum for bail in the second hour on the same day.

6. On being so moved, the higher forum is requested to make an endeavour to dispose of the bail application of the Petitioner No.1 (Chandan Kumar Swain) on the same day on merit in accordance with law. `

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioner No.1 (Chandan Kumar



Swain) and learned J.M.F.C(III),Puri is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.

7. So far as the Petitioner No.2 to 4 (Kanhu Charan Swain, Tuni Swain & Purnima Sahoo) are concerned, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner No.2 to 4 (Kanhu Charan Swain, Tuni Swain & Purnima Sahoo) shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of criminal antecedent of similar nature.

8. If it comes to fore that the Petitioner No.2 to 4 (Kanhu Charan Swain, Tuni Swain & Purnima Sahoo) have any such criminal antecedent, this order shall not be given effect to.

9. Accordingly, the ABLAPL stands disposed of.

(V. NARASINGH)
Judge

Soumya

Signature Not Verified

Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Reason: Authentication
Location: High Court of Orissa
Date: 22-Aug-2025 19:49:43

