



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11445 of 2025

1. Maheswar Jena ... *Petitioners*
2. Smt. Kanak @
Kanaka Lata Jena
3. Tapan Kumar
Jena

Mr. B.K. Behera, Advocate

-versus-

State of Odisha Opposite Party

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
09.10.2025

Order No.

02. 1. Heard learned counsel for the Petitioners and learned counsel for the State.
2. The Petitioners are seeking pre-arrest bail in connection with C.T. Case No.602 of 2025 pending on the file of learned J.M.F.C. (City), Balasore arising out of Balasore Sadar P.S. Case No.317 of 2025 for commission of offences punishable under Sections 115(2)/126(2)/296(b)/3(5)/351(2)/74 of BNS.
3. It is submitted by the learned counsel for the Petitioners that exaggerated allegations have been made because of civil dispute relating to easementary



right. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail.

5. Taking into account the nature of allegation and the submissions made, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioners shall be released on bail by the learned Court in seisin on such terms as deemed just and proper subject to verification of nature of the injury.

6. If it comes to the fore that the injured has suffered any grievous injury, this order shall not be given effect to.

7. It is needless to state that the Petitioners shall cooperate with the ongoing investigation.

8. Accordingly, the ABLAPL stands disposed of.

9. 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: 10-Oct-2025 13:58:49

