



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14342 of 2024

- 1) *Yudhisthira Maharana*
- 2) *Harashini Maharana*
- 3) *Satyaban Maharana*
- 4) *Kanduri Maharana*
- 5) *Jayanta Das*
- 6) *Bishnupriya Maharana*

.....

Petitioners

Represented By Adv. –
Mr. Surya Narayan
Mishra

-versus-

State Of Odisha

.....

Opposite Party

Represented By Adv. –

Smt. Siva Mohanty, ASC

Mr. R.N. Rout, Advocate
for the Informant

CORAM:

THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

17.12.2024

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Mr. Rajendra Narayan Rout, learned counsel, and his associate enter appearance on behalf of the Informant by filing a Vakalatnama in Court today, which be kept on record.
3. Heard learned counsel for both the parties and perused the records.
4. The present application has been filed under Section 482 of



B.N.S.S., 2023 by the Petitioners seeking pre-arrest bail in connection with Chandanpur P.S. Case No.268 of 2024, corresponding to G.R. Case No.742 of 2024, pending in the court of learned S.D.J.M., Puri, for alleged commission of offences punishable under Sections 118(1)/ 118(2)/ 296/ 3(5)/ 303(2)/ 333/ 351(2)/ 76 of B.N.S., 2023.

5. Considering the nature of allegation, gravity of offence and the fact of the case, I am not inclined to grant pre-arrest bail to the Petitioners. However, it is directed that in the event the Petitioners No.2, 4 and 6 surrenders before the Court in seisin over the matter within a period of four weeks from today and moves an application for bail, the Court in seisin over the matter shall release them on bail in connection with the aforesaid case on such terms and conditions as it may deem just and proper in the facts and circumstances of the case, but subject to verification of criminal antecedent of the Petitioners No.2, 4 and 6. In the event it is found by the court in seisin over the matter that the Petitioners No.2, 4 and 6 are having any criminal antecedent, then this order shall not be given effect to.

6. So far Petitioner No.1, 3 and 5 are concerned, they are directed to surrender before the learned S.D.J.M., Puri 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 their 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 No.1, 3 and 5 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 No.1, 3 and 5 on the same day strictly on the basis of the materials on record by maintaining the



principles of parity, if applicable.

7. Case Diary be made available to the concerned courts on an application being filed prior to surrender of the Petitioners No.1, 3 and 5. Records be transmitted to the higher forum at the cost of the Petitioners No.1, 3 and 5, if applied for.

8. The ABLAPL is accordingly disposed of.

Issue urgent certified copy of the order as per Rules.

(A.K. Mohapatra)
Judge

Debasis

Signature Not Verified

Digitally Signed
Signed by: DEBASIS AECH
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 19-Dec-2024 11:20:14

