IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 8753 of 2026
CNR No. ODHC010526702026

1. Rita Malik
2. Manoj Malik
3. Samara Malik
4. Mamata Malik ....
5. Anusaya Malik
6. Sibananda Malik ***Petitioners***

Mr. D.K. Sahoo, Advocate

-versus-

1. State of Odisha .... ***Opposite Parties***
2. Judhistir Malik

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
09.09.2026

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.1644 of 2026 pending in the Court of learned S.D.J.M., Kendrapara, arising out of Kudanagari P.S. Case No.208 of 2026 for commission of offence punishable under Sections 115(2), 85, 117(2), 296, 351(2), 3(5) of BNS, 2023.

3. It is submitted by the learned counsel that omnibus nature of allegations have been made by the

son of the Petitioner Nos.3 and 4, who is the husband of the victim, making exaggerated allegations which are out of family dissention. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes such prayer.

5. This Court perused the statement of the injured as well as the injury report indicating that injured has suffered several injury.

6. Considering the nature of allegations and the manner in which the lady has been assaulted, this Court is not inclined to entertain the application for pre-arrest bail in respect of Petitioner Nos.2 and 6 (Manoj Malik, Sibananda Malik) . However, in the event the Petitioner Nos.2 and 6 (Manoj Malik, Sibananda Malik) surrender before the learned Court in seisin and move an application for their release on bail, the same shall be considered on its own merit.

7. So far as the Petitioner Nos.1,3,4 and 5 (Rita Malik, Samara Malik, Mamata Malik and Anusaya Malik) are concerned, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner Nos.1,3,4 and 5 shall be

released on bail by the learned Court in seisin on such terms as deemed just and proper.

8. It is further stated that the Petitioner Nos.1,3,4 and 5 shall cooperate with the ongoing investigation.

9. Accordingly, the ABLAPL stands disposed of. U.C.C. as per rules.

(V. NARASINGH)
Judge

Soumya

Signature Not Verified
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Signed by: SOUMYA RANJAN SAMAL
Reason: Authentication
Location: High Court of Orissa
Date: 10-Sep-2026 19:07:37