IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 8786 of 2026
CNR No. ODHC010532112026

1. Smt. Barsa @ Barsarani Malik …. ***Petitioners***
2. Smt. Duti Malik @ Tilottama
3. Gita Malik @ Gitanjali
4. Bharat @ Bharat Kumar Malik
5. Sukadeb @ Prafulla Malik

Mr. S.N. Mishra 4, Advocate

-versus-

State of Odisha …. ***Opposite Party***

Mr. A.K. Pati, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
08.09.2026

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 G.R. Case No.690 of 2026 pending on the file learned J.M.F.C., Basudevpur arising out of Basudevpur P.S. Case No.369 of 2026 pending on the file of for commission of offences punishable under Sections 109(1)/ 115(2)/ 126(2)/ 296/ 351(2)/ 74/ 3(5) of BNS.

3. It is submitted by the learned counsel for the Petitioners that because of the counter FIR the

Petitioners have been falsely implicated. Hence, the Petitioners may be protected by pre-arrest bail.

4. Learned counsel for the State opposes the prayer for pre-arrest bail inter alia referring to the criminal proclivity of the Petitioner No.4 though fairly submits that the injury has been categorized as simple.

5. Taking into account the nature of allegations, it is directed 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 criminal antecedent and nature of injury.

6. If it comes to the fore that Petitioner Nos.1 to 3 & 5 have any criminal antecedent and Petitioner No.4 has more than one criminal antecedent of any nature and 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. U.C.C. as per rules.

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 10-Sep-2026 18:40:04
Ayesha

(V. NARASINGH)
Judge