IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No. 10078 of 2026
CNR No. ODHC010602742026

Subhansu Sekhar @ Dipu Swain .... ***Petitioner***

Mr. J.K. Panda, Advocate

-versus-

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

Mr. C.R. Swain, AGA
Mr. B.K. Behera 1, Adv.(Informant)

CORAM: JUSTICE V. NARASINGH

ORDER
10.09.2026

Order No.

03. 1. Heard learned counsel for the Petitioner, learned counsel for the State and learned counsel for the Informant.

2. The Petitioner is seeking pre-arrest bail in connection with G.R. Case No.168 of 2026 pending on the file of learned Gram Nyayalaya-JMFC, Sanakhemundi arising out of Pattapur P.S. Case No.172 of 2026 for commission of offences punishable under Section 191(2)/ 191(3)/ 61(2)/ 190/ 109(1)/ 296/ 351(3)/ 118(1)/ 118(2)/ 115(2)/ 333 of BNS r/w Section 25(1-A)/27 of the Arms Act.

3. It is submitted by the learned counsel for the Petitioner that taking into account the omnibus nature of allegations, the Petitioner may be protected by pre-arrest bail.

4. Such submission is opposed by the learned counsel for the State and Informant.

5. It is also brought to the notice of this Court that in the meanwhile several co-accused were taken into custody and their bail applications have been rejected.

6. Learned counsel for the Petitioner submits that merely because the co-accused bail applications have been rejected that ought not to deter this Court from considering the bail application of the Petitioner on merits.

7. During the course of hearing, it is brought to the notice of this Court that taking into account the seriousness of the injury suffered by the injured Ashok Bisoyi, expecting the worst, his dying declaration was recorded.

8. Considering the nature of allegations against the Petitioner and the manner in which the assault has taken place and the statement of the witnesses, this Court is not inclined to entertain this application for pre-arrest bail. However, in the event the Petitioner surrenders before the learned Court in seisin in the aforesaid case and moves an application for his release on bail, the same shall be considered on its own merit.

9. Accordingly, the ABLAPL stands disposed of.

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 12-Sep-2026 13:53:53

(V. NARASINGH)
Judge

Ayesha