IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 10243 of 2026
CNR No. ODHC010649472026

1. Smt Sashilata Mohapatra …. ***Petitioners***
2. Sri Kamadeva Mohapatra
3. Sri Seshadeva Mohapatra

Mr. P.K. Das, Advocate

-versus-

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

Mr. A.K. Pati, ASC

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 C.T. Case No.35 of 2026 pending on the file of learned SDJM, Jharsuguda, arising out of Jharsuguda Sadar P.S. Case No.0006 of 2026 for commission of offences punishable under Sections 126(2)/296/115(2)/109/351(3)/3(5) of BNS, 2023.

3. While opposing the prayer for pre-arrest bail, learned counsel for the State submits that the overt act is essentially attributed to Petitioner No.3 who has the following antecedents:-

> "i) Jharsuguda Sadar PS Case No. 134 Dt. 08.04.2025 u/s 126(2)/115(2)/351(2)/3(5) BNS.

ii) Jharsuguda Sadar PS Case No. 318 Dt. 08.06.2024 u/s 341/294/323/506/34 IPC.
iii) Jharsuguda Sadar PS Case No. 539 Dt. 28.10.2024 u/s 296/324(4)/115(2)/351(2) BNS.
iv) Jharsuguda Sadar PS Case No. 231 Dt. 09.06.2025 u/s 74/75/296/115(2)/109/351(3) BNS.
v) Jharsuguda Sadar PS Case No. 332 Dt. 16.06.2024 U/s. 341/294/323/506 IPC."

4. Learned counsel for the Petitioners submits that the injury suffered is simple in nature.

5. Considering the nature of allegation, this Court is not inclined to entertain this application in respect of the Petitioner No.3 (Sri Seshadeva Mohapatra). However, in the event the said Petitioner No.3 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.

6. So far as Petitioner Nos.1 & 2 are concerned taking into account the nature of allegations, it is directed that on surrendering within three weeks hence and moving for bail, the Petitioner Nos.1 & 2 (Smt Sashilata Mohapatra & Sri Kamadeva Mohapatra) respectively shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

7. It is needless to state that the Petitioner Nos.1 & 2 shall cooperate with the ongoing investigation.

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

(V. NARASINGH)
Judge

Ayesha

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 10-Sep-2026 18:42:04