IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10301 of 2026
CNR No. ODHC010677512026

Jihatram Parabhoi .... ***Petitioner***

Mr. A.K. Sahoo, Advocate

-versus-

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

Mr. U.C. Jena, ASC

ABLAPL No. 10315 of 2026
CNR No. ODHC010677862026

Santosh Kumar Duria .... ***Petitioner***

Mr. A.K. Sahoo, Advocate

-versus-

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

Mr. U.C. Jena, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
10.09.2026

Order No.

01. 1. Since both the ABLAPLs relate to the same FIR, on the consent of the parties, they are taken up together and are disposed of by this common order.

2. Heard learned counsel for the Petitioners and learned counsel for the State.

3. The Petitioners are seeking pre-arrest bail in connection with C.T. Case No.284 of 2026 pending on the file of learned J.M.F.C.-cum-G.N.A., Komna, arising out of Komna P.S. Case No.290 of 2026 for commission of offences punishable under Sections 318(4)/ 319(2)/ 336(3)/ 340(2)/ 338/ 316(2)/ 3(5) of BNS.

4. It is submitted by the learned counsel for the Petitioners that even if the entire allegations are taken at its face value, since they are based on documentary evidence, the Petitioners may be protected by pre-arrest bail.

5. The allegation against the Petitioner in ABLAPL No.10301 of 2026 is that he is an attesting witness in the sale deed which was found to have been executed fraudulently and so far as the role ascribed to the Petitioner in ABLAPL No.10315 of 2026 is concerned, that he persuaded the buyer to part with consideration in respect of the sale deed which was found to be fraudulent transaction.

6. This Court finds force in the submission of the learned counsel for the State that protecting the Petitioners by pre-arrest bail would derail the ongoing investigation in which the Tahasildar is under suspension.

7. Hence, this Court is not inclined to entertain the application for pre-arrest bail. However, it is directed that Petitioners may surrender before the learned J.M.F.C.-cum-G.N.A., Komna in connection with the aforementioned case within one month from today.

In the event of their surrender and motion for bail, the same be considered by the learned J.M.F.C.-cum-G.N.A., Komna on merits, in the first hour of the day.

In the event of rejection of the prayer for bail by the learned J.M.F.C.-cum-G.N.A., Komna, the Petitioners are at liberty to move the higher forum for bail in the second hour on the same day.

8. On being so moved, the higher forum is requested to make an endeavor to dispose of the bail application of the Petitioners on the same day.

The case diary shall be made available to the concerned courts to facilitate disposal of the bail application of the Petitioners and learned J.M.F.C.-cum-G.N.A., Komna is called upon to transmit the case record to the higher forum at the earliest in the event of rejection of such bail application.

Ground of parity, if any, may be considered by the learned court(s) below. The forums below are

requested to verify the criminal antecedent of similar nature of the Petitioners.

9. Accordingly, both the ABLAPLs stand disposed of.

10. U.C.C. as per rules.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified
Digitally Signed
Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 12-Sep-2026 15:01:10