



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.1612 of 2026

Gananath Nayak & another ... ***Petitioners***

Mr. A.K.Sahoo, Advocate

-versus-

State of Odisha

... ***Opposite Party***

Mr. C.Mohanty, Addl. PP

CORAM:JUSTICE G. SATAPATHY

ORDER(ORAL):25.06.2026

Order No.

02.

1. This is a bail application U/S.483 of the BNSS by the petitioners for grant of bail in connection with Barkote PS Case No. 475 of 2025 corresponding to CT Case No. 464 of 2025 pending in the Court of learned JMFC, Barkote for commission of offence punishable U/Ss. 103(1)/3(5) of BNS.

2. Heard Mr.Akshaya Kumar Sahoo, learned counsel for the petitioners and Mr.C.Mohanty, learned Addl. PP in the matter and perused the record.

3. After having considered the rival submissions upon perusal of record, there appears allegation against the petitioners for forcibly taking away the deceased-Palau @ Rajkishore Mahakul with them in a bullet, but subsequently the deceased did not return and, the dead body of the deceased was found floated in a river with cerebral injuries after some days. No doubt, it is advanced that the petitioners and deceased had not been seen together after consuming liquor, but it is difficult to appreciate such submission at this stage, more particularly when evidence has not yet



been recorded. Besides, the post mortem report of the deceased reveals the cause of death to be asphyxia on account of drowning and cerebral injuries. In addition, the petitioners have allegedly confessed before the police to have pushed the deceased to river from the bridge.

4. In the aforesaid facts and circumstance and taking into account the nature and gravity of the offences as alleged against the petitioners vis-à-vis the accusations sought to be brought against them and regard being had to the materials placed on record together with the cause of death of the deceased as opined by the Doctor in the PM report and trial having not yet commenced, this Court is not inclined to grant bail to the petitioners.

5. Hence, the bail application of the petitioners' stands rejected. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

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Signature Not Verified

Digitally Signed
Signed by: KISHORE KUMAR SAHOO
Designation: Secretary
Reason: Authentication
Location: High Court of Orissa
Date: 25-Jun-2026 16:17:43

