



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.1856 of 2026

***Janaki Ballabha Bhuyan and
another***

...

Petitioners

Mr. S.K. Bhanjadeo, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. P.Satapathy, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):02.07.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. This is a bail application U/S.483 of BNSS by the petitioners for grant of bail in connection with Kabisuryanagar PS Case No.540 of 2023 corresponding to ST Case No.55 of 2024 (GR Case No.528 of 2023) pending in the file of learned Additional District and Sessions Judge, Kodala, Ganjam, for commission of offences punishable U/Ss.302/34 of IPC r/w Sections 25(1-B)(a)/25(1-B)(b)/27(1) of Arms Act, on the main allegation of committing double murder of Mithun Bhuyan and Subrat Swain @ Lipu by assaulting them with lethal weapons, along with co-accused persons.

3. In the course of hearing, Mr.Sanjib Kumar Bhanjadeo, learned counsel for the petitioners submits that there was assault and counter assault and the informant side has also been charge sheeted for commission of certain offences and the deceased persons were antisocial elements having some criminal antecedents. Mr.Bhanjadeo further submits that co-



accused Prabhasini Bhuyan and another has been admitted to bail by this Court in BLAPL No. 1905 of 2026 and another co-accused namely Kuni Bhuyan has been granted bail by the Apex Court in SLP(Crl.) No. 12035 of 2025, but the petitioners are languishing in jail custody since 06.09.2023. It is also submitted for the petitioners that this Court has granted liberty to the petitioners Prabhasini Bhuyan and others to renew their prayer for bail, if the trial is not concluded within six months thence w.e.f. 11.07.2025, but the trial is yet to be concluded till today and only 23 out of 33 charge sheeted witnesses have been examined and, therefore, the petitioners may kindly be granted bail.

3.1. On the other hand, Mr.P.Satapathy, learned Addl. PP by placing the evidence of witnesses examined so far prays to reject the bail application of the petitioners.

4. After having considered the rival submissions upon perusal of record, there appears not only allegation against the petitioners and others for committing double murder, but also there are prima facie materials against the petitioners. Besides, the co-accused Prabhasini Bhuyan who has been admitted to bail is a lady. Besides, the co-accused Kuni Bhuyan who has been admitted to bail by the Apex Court is not only a lady, but also he was having a two years child in her lap in custody and, therefore, the co-accused who have been released on bail cannot be equated with the



present petitioners. In the aforesaid facts and circumstance and after going through the evidence of the witnesses so far examined in this case and keeping in view the natura and gravity of the allegation, 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. The learned trial Court is hereby requested to expedite the trial to conclude it as early as possible. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(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: 02-Jul-2026 17:02:03

