IN THE HIGH COURT OF ORISSA AT CUTTACK

Khaga @ Khagendra Malik … ***Petitioners***
(In BLAPL No. 12025 of 2025)
Sabir Kumar Kamila
(In BLAPL No. 12260 of 2025)

Mrs. D. Behuray, Advocate
(In BLAPL No. 12025 of 2025)
Mr. S.S. Panda, Advocate
(In BLAPL No. 12260 of 2025)

-versus-

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

Mr. A. Pradhan, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
16.12.2025

Order No.

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

2. Since these two bail applications arise out of one and same case record, the same are heard together and disposed of by this common order with the consent of the learned counsel for the parties.

3. These are applications U/S. 483 of the Bharatiya Nagarika Surakshya Sanhita, 2023 (in short, "BNSS") by the petitioners for grant of bail in connection with Simulia P.S. Case No.472 of 2025 arising out of C.T. Case No.1583 of 2025 pending in the Court of learned J.M.F.C., Soro for commission of offences punishable U/Ss. 310(4)/310(5)/311/317(2) of BNS & Sec.4/5 E.S. Act & Sec.25/27 Arms Act, on the main allegation of congregating in an isolated

place, along with co-accused persons being armed with deadly weapons and preparing to commit dacoity near the town Simulia in the district of Balasore.

4. Heard, Mrs. Dalirani Behuray, learned counsel for the petitioner in BLAPL No. 12025 of 2025, Mr. Shashanka Sekhar Panda, learned counsel for the petitioner in BLAPL No.12260 of 2025 appearing virtually and Mr. A. Pradhan, learned Addl. PP in these matters and perused the record.

5. After having considered the rival submissions and taking into consideration 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 pre-trial detention of the petitioners in custody since 11.10.2025 with submission of charge sheet in the meantime and taking into account the other circumstances on record in entirety including the inherent right of an accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merits, admits each of the petitioners to bail.

6. Hence, these two bail applications of each of the petitioners namely Khaga @ Khagendra Malik (BLAPL No. 12025 of 2025) and Sabir Kumar Kamila (BLAPL No. 12260 of 2025) stand allowed and the petitioners are allowed to go on bail on furnishing bail bonds in the sum of Rs.50,000/- (Rupees Fifty Thousand) each with two solvent sureties for the like

amount to the satisfaction of the learned Court in seisin of the case, on such terms and conditions as deem fit and proper by it with following condition:-

> *(i) the petitioners shall report attendance before the jurisdictional Police Station once in a fortnight preferably on Sunday of each month in between 10 A.M. to 12 Noon for three (03) months from the actual date of release from the custody.*

The IIC of jurisdictional Police Station shall not detain the petitioners unnecessarily after recording their attendance beyond the time as stipulated.

7. Accordingly, these BLAPLs stand disposed of. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

S.Sasmal

Signature Not Verified
Digitally Signed
Signed by: SUBHASMITA SASMAL
Designation: Jr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 17-Dec-2025 11:00:31