IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.7854 of 2026
CNR No. ODHC010574612026

Chinmaya Kumar Mishra **.....** ***Petitioner***

Represented by Adv.
- Jaydeep Pal

-versus-

State Of Odisha **.....** ***Opposite Parties***

Represented by Adv. -
M/S. Laxmidhara Mahapatra, d. Mohanty, a.k. Das, j.r. Biswal(informant)

Mr. U. Ch. Jena, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
29.10.2026

Order No.

03. 1. This matter is taken up through hybrid mode.

2. Heard learned counsel appearing for the Petitioner and learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. The present bail application under Section 483 of the B.N.S.S. has been filed by the Petitioner for regular bail in connection with Kudanagari Town P.S. Case No.189 of 2026 corresponding to G.R. Case No.1396 of 2026 pending in the Court of learned S.D.J.M., Kendrapara.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 02.07.2026. He further submitted

that in the meantime investigation has been concluded and the final charge sheet has already been filed. It is also brought to the notice of this Court that the petitioner has no criminal antecedents and belongs to the locality; therefore, there is no likelihood of his absconding. Referring to the allegations made in the F.I.R., learned counsel for the petitioner submitted that, as per the F.I.R., the victim-informant came to know the petitioner through a matrimonial website, following which a relationship developed between them. It was further contended that the petitioner entered into a physical relationship with the victim on the false promise of marriage and allegedly sexually exploited her. As per the prosecution's case, the petitioner cheated the victim to the tune of Rs. 6,00,000/- and odd. In response to the aforesaid allegations, learned counsel for the petitioner contended that the relationship between the petitioner and the victim-informant was consensual. He further submitted that, although the petitioner had borrowed some money from the victim, the same had since been repaid to the informant. In view of the aforesaid factual background, learned counsel for the petitioner prayed that the petitioner be enlarged on bail on such stringent terms and conditions as this Court may deem fit and proper.

5. Learned counsel appearing for the informant objected the release of the petitioner on bail on the ground of the gravity and seriousness of the allegations. He further submitted that the petitioner had induced the informant to enter into a physical relationship with him on the false pretext of marriage. He also submitted that the informant had been cheated of an amount of Rs. 6,00,000/- and odd, which had not been returned by the petitioner. Learned counsel for the informant disputed the submission made by learned counsel for the petitioner that the petitioner had already

repaid the amount borrowed from the informant. He further submitted that some amount was still due to be paid and that the petitioner was willing to return the same to the informant. On the basis of the aforesaid allegations, learned counsel for the informant opposed the release of the petitioner on bail.

6. The learned Additional Standing Counsel, on the other hand, opposed the petitioner's release on bail on the grounds of the gravity and seriousness of the allegations. He further submitted that, if released on bail, the petitioner might abscond, thereby causing delay in the conclusion of the trial. On these grounds, the learned counsel for the State prayed for rejection of the petitioner's bail application at this stage.

7. Having heard the learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

8. Hence, it is directed that the Petitioners be released on bail in the aforesaid case on furnishing a bail bond of Rs.40,000/- (Rupees Forty thousand) with two solvent sureties for the like amount to the satisfaction of the learned court in seisin over the matter.

9. Release of the petitioner shall be subject to the following conditions:-

I. shall appear before the learned Trial Court as and when his presence is required for the purpose of trial.

II. shall not tamper with the prosecution evidence.

III. shall not harass, threaten or terrorise the informant or any of her family members in any manner whatsoever.

IV. shall return the money, which he had borrowed from the informant, as undertaken by the learned counsel for the petitioner in Court today within two weeks from the date of his release on bail.

10. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper.

Violation of any of the conditions shall entail cancellation of the bail application.

11. The BLAPL is, accordingly, disposed of.

(ADITYA KUMAR MOHAPATRA)
Judge

Utkalika

Signature Not Verified
Digitally Signed
Signed by: UTKALIKA NAYAK
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 30-Oct-2026 16:47:44