IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMP No.1609 of 2026
CNR No. ODHC010621052026

Mukesh Kumar Jain **.....** ***Petitioner***

Represented by Adv. - Bhabani Shankar Dasparida

-versus-

State Of Odisha & Another **.....** ***Opposite Parties***

Represented by Adv. –U.R. Jena, AGA

CORAM:
THE HON'BLE MR. JUSTICE SIBO SANKAR MISHRA

ORDER

Order No. **27.10.2026**

01. 1. The petitioner being the complainant is aggrieved by the order dated 28.11.2025 whereby, the learned S.D.J.M, Titlagarh has granted regular bail to the Opp. Party No.2. The operating portion of the said order reads as under:-

> *"Heard the rival contentions. Perused the case record so also the petition. On such perusal it appears that the 10 has forwarded the accused Bharat Kumar Jain today on allegation of offence U/s 333/ 126(2) /296/ 115(2)/ 117(2)/ 4/ 351(3)/ 3(5) of BNS. On perusal of the case record it is found that the 10 has not served any notice U/s 35(3) of BNSS as per the order in Satyendra Antil vs CBI. Moreover, the IO has not mentioned these facts and grounds for which*

she comes to the conclusion for arrest the accused as mentioned the ground of arrest in the check list. Except Sec.74 of BNS all the sections are bailable in nature. In view of the same and taking into account the facts and circumstances of the case, I am inclined to release the accused on bail. Let the accused Bharat Kumar Jain be released on bail on furnishing bail bond worth of Rs 30,000/- along with one fit solvent surety for the like amount subject to the following conditions:-

1) He shall not commit similar type of offence while on bail,

2) He shall not threaten or terrorize the informant and other witnesses in any manner, and

3) He shall co-operate the IO in investigation as and when required.

Put up later when bail bonds are furnished."

2. Learned counsel for the petitioner submits that certain serious offences alleged to have been committed by the private opposite party have been excluded by the police while filing the charge sheet.

3. However, procedural remedies are available to the petitioner for redressal of his grievance, learned counsel for the petitioner seeks permission to withdraw the present CRLMP with liberty to pursue the appropriate remedy in accordance with law.

4. With this observation, the CRLMP is disposed of as withdrawn with the aforesaid liberty.

(S.S. Mishra)
Judge

Rati/Subhasish

Signature Not Verified
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Signed by: RATI RANJAN NAYAK
Reason: Authentication
Location: OHC
Date: 28-Oct-2026 18:29:59