IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.8494 of 2026
CNR No. ODHC010626462026

Babu Swain …. ***Petitioner***

Mr. S.K. Bhanjadeo, Advocate

-versus-

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

Mr. S. Panigrahi, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

27.10.2026

Order No.

01. 1. Heard learned counsel for the Petitioner and learned counsel for the State.

2. The Petitioner is an accused in connection with G.R. Case No.392 of 2026, pending on the file of learned J.M.F.C., Khallikote, arising out of **Khallikote P.S. Case No.134 of 2026** for alleged commission of offences under Sections 310(4)/310(5) of BNS, 2023 read with Section 4/5 of the Explosive Substances Act and Section 25(1-A) of Arms Act.

3. Learned counsel, on instruction, submits that except the present BLAPL, no other bail application of the Petitioner relating to the aforementioned P.S. case is pending in any other Court.

4. Being aggrieved by the rejection of his application for bail U/s.483 of the Bharatiya Nagarik

Suraksha Sanhita (BNSS) by the learned Addl. Sessions Judge, Khallikote by order dated 05.06.2026 in the aforementioned case, the present BLAPL has been filed.

5. This is the third journey of the Petitioner to this Court. Earlier bail application of the Petitioner has been disposed of giving him liberty to renew his prayer post charge sheet by order dated 04.05.2026 in BLAPL No.3172 of 2026 which was taken up along with other bail applications.

On his second journey, the Petitioner was permitted to withdraw by order dated 12.08.2026 in BLAPL No.6026 of 2026 since material particulars were not furnished.

6. It is submitted by the learned counsel that in the meanwhile, other co-accused similarly placed has been enlarged on bail and as the Petitioner is in custody since 21.02.2026, inter alia on the ground of parity, he may be released on bail.

7. Learned counsel for the State opposes the prayer for bail in view of the criminal antecedents of the Petitioner.

8. Considering the rival submission and release of the co-accused, this Court directs the Petitioner to be released on bail on such terms to be fixed by the learned Court in seisin.

9. Additionally, it is directed that the Petitioner shall appear before the jurisdictional police station on every Sunday on such time to be fixed by the learned Court in seisin till conclusion of trial. Certification of such appearance shall be submitted to the learned Court in seisin.

10. Registry is requested to send a copy of this order via electronic mode to the Superintendent of the concerned Jail, in addition to the communication through Order Communication Portal (OCP) of this Court.

11. Accordingly, the BLAPL stands disposed of. U.C.C. as per rules.

(V. Narasingh)
Judge

Ayesha

Signature Not Verified
Digitally Signed
Signed by: AYESHA ROUT
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 28-Oct-2026 18:40:46