IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9375 of 2026
CNR No. ODHC010675632026

Biki @ Bikash Kumar Naik **.....** ***Petitioner***

Represented by Adv. – Mr. Bibhuti Bhusan Swain

-versus-

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

Represented by Adv. –

Miss. Babita Kumari Sahu, AGA

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
27.10.2026

Order No.

01. 1. This matter is taken up through Hybrid mode.

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

3. The present bail application under Section 483 of BNSS, 2023 has been filed by the Petitioner for regular bail in connection with C.T. (Sessions) Case No.09 of 2026, arising out of Talcher P.S. Case No.296 of 2025, pending in the court of learned Additional Sessions Judge, Talcher, for alleged commission of offence punishable under Section 310(2) of the

B.N.S., 2023.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner is languishing in jail custody since 15.11.2025. He further submitted that in the meantime investigation has been concluded and final charge sheet has been filed. Learned counsel for the Petitioner, at this juncture, contended that out of total five co-accused persons, four co-accused persons have been released on bail. So far as the present Petitioner is concerned, it is submitted before this Court that since the Petitioner is having several similar criminal antecedents, his bail application has been rejected. He further contended that taking into consideration the period of custodial detention of the Petitioner and further considering the fact that the trial is not commenced in near future, the Petitioner be enlarged on bail on any stringent terms and conditions.

5. Learned Additional Government Advocate appearing for the State-Opposite Party, on the other hand, opposed the release of the Petitioner on bail on the ground of gravity and seriousness of the allegation. He further contended that the Petitioner is having several similar criminal antecedents and that in the event the Petitioner is released on bail, there is every likelihood that he might indulge in similar criminal offences. On such grounds, learned Additional Government Advocate submitted that the bail application of the Petitioner is devoid of merit and, accordingly, the same should be dismissed at this stage.

6. Having regard to the submissions made by the learned counsels appearing for the respective parties and on a careful examination of the surrounding facts and circumstances of the present case, further considering the gravity of the allegation as well as taking note of the period of custodial detention as well as the fact that most of the co-accused persons have been enlarged on bail, this Court is inclined to release the Petitioner on bail subject to the Petitioner fulfilling certain conditions.

7. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing bail bond of Rs.50,000/- (Rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the court in seisin over the matter. Further, the release of the Petitioner shall also be subject to the following conditions:-

I) He shall not indulge in similar criminal activities while on bail;

II) He shall appear before the learned trial court on each and every date fixed, unless his personal appearance is dispensed with;

III) He shall appear before the local Police Station once in a week, preferably on 'Sunday' in between 10.00 A.M. to 1.00 P.M. for a period of two months, thereafter once in a fortnight for a period of three months, thereafter once in a month till conclusion of the trial;

IV) He shall not leave the jurisdiction of the court

in seisin over the matter without prior permission of the court in seisin over the matter; and

V) He shall not make any attempt to harass/threaten/terrorize the prosecution witnesses in any manner whatsoever while on bail.

Violation of any of the conditions imposed either by this Court or the court in seisin over the matter shall entail cancellation of bail.

8. The BLAPL is, accordingly, disposed of.

Issue urgent certified copy of this order as per Rules.

(Aditya Kumar Mohapatra)
Judge

Debasis

Signature Not Verified
Digitally Signed
Signed by: DEBASIS AECH
Designation: SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 27-Oct-2026 18:50:03