**IN THE HIGH COURT OF ORISSA AT CUTTACK**
**BLAPL No.9416 of 2026**
**CNR No. ODHC010707432026**

***Bhabani Shankar Mohapatra*** **.....** ***Petitioner***

Represented by Adv. - Bijay Kumar Behera

*-versus-*

***State Of Odisha*** **.....** ***Opposite Party***

Represented by Adv. – U.C. Jena, A.S.C.

**CORAM:**
**THE HON'BLE 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 Standing Counsel appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. The present bail application under Section 483 of B.N.S.S has been filed by the Petitioner for regular bail in connection with C.T. Case No.1604 of 2026, arising out of Capital P.S. Case No.525 of 2026, pending in the Court of learned S.D.J.M., Bhubaneswar for alleged commission of offence punishable under Sections 310(4)/3(5) of the BNS.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 29.06.2026. He further contended that in the meantime investigation has been concluded and the final

charge sheet has been filed. He further submitted in the meantime though charge has been framed, however, the trial has not yet commenced. He further submitted that one of the co-accused persons, who stand in a similar footing, has already been enlarged on bail. So far the present Petitioner is concerned, it is stated that since he is having some criminal antecedents, his bail application has been rejected by the learned trial court. On such ground, learned counsel for the Petitioner contended that the Petitioner be enlarged on bail on any stringent terms and conditions.

5. Learned Additional Standing Counsel on the other hand opposed the bail application of the Petitioner on the ground of gravity and seriousness of the allegations. He further submitted that the Petitioner is having criminal antecedents. He further contended that in the event the Petitioner is released on bail there is every likelihood that he might abscond or indulge in similar criminal offences.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record as well as the period of custodial detention as well as the fact that some of the co-accused has already been enlarged on bail, further keeping in view the fact that the investigation has been concluded and the final charge sheet has been filed, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

7. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing a bail bond of Rs.45,000/- (Rupees Forty-Five thousand) with two solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the

matter.

8. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper. While imposing conditions, learned trial court shall also impose the following conditions: -

I. the Petitioner shall not indulge in any criminal activities while on bail;

II. he shall appear before the jurisdictional Police Station once in a fortnight, preferably on 'Sunday' in between 10.00 A.M. to 1 P.M., for a period three months;

Violation of any of the conditions either impose by this Court or the trial court shall entail cancellation of the bail application.

9. The BLAPL is, accordingly, disposed of.

***( A.K. Mohapatra )***
***Judge***

Anil

Signature Not Verified
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Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 28-Oct-2026 18:49:27