IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9451 of 2026
CNR No. ODHC010708522026

Alok Gardia @ Lala @ Alok Gaoira & Ors. ..... ***Petitioners***

Represented by Adv. - Soumya Ranjan Das

-versus-

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

Represented by Adv. – P.Satpathy, 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 for the Petitioners as well as learned counsel for the State. Perused the Bail Application as well as the documents annexed thereto.

3. This is an application under Section 483 of the BNSS filed by the Petitioners for bail in connection with S.T. Case No.156/81 of 2026, corresponding to Rourkela Plantsite P.S. Case No.700 of 2026, pending in the Court of the learned 2nd Additional Sessions Judge, Rourkela for alleged of offence under Sections 310(4) & 310(5) BNS read with Section 25(1)(a) of the Arms Act.

4. Learned counsel for the Petitioners, at the outset, contended that the Petitioners are languishing in jail custody since 05.07.2026. He further submitted that in the meantime investigation has been

concluded and final charge sheet has been filed. Learned counsel for the Petitioners, at this juncture, contended that although the charge sheet has been filed, however, the possibility of the trial being commenced in the near future is very bleak. Learned counsel for the Petitioners fairly contended that so far the Petitioner No.1 is having concerned, he is having ten criminal antecedents, Petitioner Nos.2, 4, 6 are having two criminal antecedents each, Petitioner No.3 is having eight criminal antecedents, Petitioner No.5 is having three criminal antecedents, Petitioner No.7 is having four criminal antecedents & Petitioner No.8 is having one criminal antecedent. At this stage, learned counsel for the Petitioners contended that he does not want to press the bail application in respect of Petitioner Nos.1, 3 & 7.

Accordingly, such bail application is permitted to be withdrawn in respect of the Petitioner Nos.1, 3 & 7 with liberty to such Petitioners to move a fresh bail application before the learned trial court after examination of some of the witnesses.

So far Petitioner Nos.2, 4, 5, 6, 8 are concerned, taking into consideration the fact they have maximum three criminal antecedents. On such ground, learned counsel for the Petitioners submitted that such Petitioners be enlarged on bail on any stringent terms and conditions.

5. Learned counsel for the State, on the other hand, objected to the release of such Petitioners on bail on the ground of gravity and seriousness of the allegation. He further submitted that they are having criminal antecedents. In the event, they are released on bail, they might abscond or indulge in similar criminal offences.

6. Having heard the learned counsels appearing for the

respective parties and on a careful examination of the surrounding facts and circumstances of the present case, further keeping the view the period of detention of the Petitioners in jail custody as well as the gravity of the allegations, this Court is inclined to release the Petitioner Nos.2, 4, 5, 6, 8 on bail subject to imposition of stringent conditions.

7. Hence, it is directed that the Petitioner Nos.2, 4, 5, 6, 8 be released on bail in the aforesaid case each of the Petitioner on furnishing bail bond of Rs.40,000/- (Rupees forty thousand) with two solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter subject to the following terms and conditions:

I) they shall not be involved in any criminal activities while on bail;

III) they shall appear before the learned trial court during trial on each date of posting, unless their personal appearance is dispensed with by the learned trial court;

IV) they shall appear before the concerned Police Station once in a fortnight for a period of four months, preferably, on 'Sunday' in between 10.00 A.M. to 1.00 P.M.

Violation of any of the terms and conditions shall entail cancellation of bail.

8. It is further directed that the bail granted to the Petitioner Nos.2, 4, 5, 6, 8 shall be subject to depositing a cash security of Rs.3,000/- (Rupees Three Thousand) each before the learned Court in seisin over the matter, which shall be kept in any Nationalized bank in interest bearing account initially for a period of one year

which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case.

9. Accordingly, the BLAPL is disposed of.

Issue urgent certified copy of this order as per rules.

(A.K. Mohapatra)
Judge

Anil

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