IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9588 of 2026
CNR No. ODHC010709492026

Hemanta Behera **.....** ***Petitioner***

Represented by Adv. - Pragyan Paramita Mohanty

-versus-

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

Represented by Adv. – B.K. Sahu, A.G.A.

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
29.10.2026

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 B.N.S.S has been filed by the Petitioner for regular bail in connection with C.T. Case No.1399 of 2025, arising out of Bisoi P.S. Case No.195 of 2025, pending in the Court of learned S.D.J.M., Rairangpur for alleged commission of offence punishable under Sections 420, 294, 506 of IPC.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 26.07.2026. He further contended that in the meantime investigation has been concluded and the final

charge sheet has been filed. He further submitted at this juncture submitted that the Petitioner belongs to the locality, therefore, there is no chance of his absconding. He further submitted that although the Petitioner is having one criminal antecedent, he is ready and willing to abide by any stringent terms and conditions as would be deemed just and proper by this Court in the event the Petitioner is released on bail.

5. Learned Additional Government Advocate, on the other hand, opposed the bail application of the Petitioner on the ground that the Petitioner is a habitual offender. Learned counsel for the State further submitted that in the event the Petitioner is released on bail, there exists a possibility that he might indulge in similar nature of offences. On such ground, learned counsel for the State prayed for rejection of the bail application of the Petitioner.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, further keeping in view the period of custodial detention and the fact that 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.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.

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 condition, the learned trial court shall also impose the

following conditions: -

I. the Petitioner shall not indulge in similar type of offences while on bail;

II. the Petitioner 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;

III. the Petitioner shall appear before the learned trial court during trial on each date of posting, unless his personal appearance is dispensed with by the learned trial court; and

IV. the Petitioner shall ensure the construction of the house of the Petitioner under the supervision of the local IIC. Upon completion of such construction, the local IIC shall furnish a report before the learned trial court.

Violation of any of the conditions shall entail cancellation of the bail application.

9. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified
Digitally Signed
Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 31-Oct-2026 12:59:25