IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9565 of 2026
CNR No. ODHC010714582026

Lilu @ Lilu Prasad Chhatria & Anr. ..... ***Petitioners***

Represented by Adv. - Jnyanananda Panda

-versus-

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

Represented by Adv. – Mr. M.K.Mohanty, A.S.C.

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

ORDER

Order No. **29.10.2026**

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel appearing for the Petitioners and learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. This is an application under Section 483 of B.N.S.S. filed by the Petitioners for bail in connection with C.T. Case No.192 of 2026 corresponding to Koksara P.S. Case No.172 of 2026 pending in the Court of the learned J.M.F.C., Koksara for alleged commission of offence under Section 312(4)/ 61(2) of BNS read with section 25 of Arms Act.

4. It is submitted by the learned counsel for the Petitioners that

the Petitioners have been in custody since 12.08.2026. He further submitted that, in the meantime, the investigation has progressed substantially. However, he has no instructions as to whether the final charge-sheet has been filed in the case. It is also contended that Petitioner No. 1 has one criminal antecedent, whereas Petitioner No. 2 has no criminal antecedent. He further submitted that they belong to the locality, therefore, there is no likelihood of their absconding. In view of the aforesaid circumstances, learned counsel for the Petitioners pray that the Petitioners be released on bail on such terms and conditions as this Court may deem fit and proper, which the Petitioners undertake to abide by during the period of bail.

5. Learned Additional Standing Counsel on the other hand opposed the bail application of the Petitioners on the ground of gravity and seriousness of the allegation. He further contended that in the event the Petitioners is released on bail there is every likelihood that they might indulge in similar criminal offences. Accordingly, it was prayed that the bail application of the Petitioners be rejected at this juncture.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, further taking into consideration the period of detention, this Court is inclined to release the Petitioners on bail on furnishing a bail bonds of Rs.40,000/- (Rupees Forty Thousand) with two local solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper. Violation of any of the terms and conditions shall entail cancellation of bail.

7. It is further directed that the bail granted to the Petitioners is subject to the condition that the court below shall verify whether the Petitioners are having any criminal antecedent. In the event it is found that the Petitioner No.1 is having more than one criminal antecedent and the Petitioner No.2 is having any criminal antecedent, this bail order shall automatically stand revoked.

8. BLAPL is accordingly disposed of.

9. Issue urgent certified copy as per Rules.

(A.K. Mohapatra)

Judge

Rubi

Signature Not Verified
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Signed by: RUBI BEHERA
Reason: Authentication
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Date: 02-Nov-2026 12:48:35