IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9545 of 2026
CNR No. ODHC010716712026

Papun@priyabrata Mahaling **.....** ***Petitioner***

Represented by
Adv. - Sahasransu
Sourav

-versus-

STATE OF ODISHA **.....** ***Opposite Party***

Represented by Adv.
– Mr. U.C. Jena, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA
ORDER
28.10.2026

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical 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 S.C. Case No.25/4 of 2026, arising out of Balangir Sadar P.S. Case No.1 of 2026, pending in the Court of learned 2nd Additional Sessions Judge, Balangir for alleged commission of offence punishable under Sections 296/115(2)/117(2)/109(1)/351(3)/3(5)/118(2)/308(2)/324(4) of BNS.

4. Learned counsel for the Petitioner submits that the Petitioner, who is a young boy aged about 20 years, is languishing in custody

since 01.01.2026. He further contended that in the meantime, investigation has been concluded and final charge-sheet has been filed on 30.03.2026. Learned counsel for the Petitioner further submitted that although charge-sheet has been filed since March, 2026, the trial has not yet commenced and that there is no possibility of the trial commencing in the near future. He further submitted that the Petitioner is having one similar criminal antecedent. He further contended that the Petitioner belongs to locality, therefore there is no chance of absconding. Further, referring to the allegation made in the FIR, learned counsel for the petitioner contended that on 01.01.2026 a dispute took place between two groups as a result of which the injured sustained some injuries. The injured, after receiving treatment in the hospital, has been discharged and is hale and hearty at the moment. He further submitted that although the injuries have been prescribed as grievous, the injured has recovered fully and is moving around the locality. On such ground, learned counsel for the Petitioner submitted that taking into consideration the period of custodial detention as well as the age of the Petitioner, the Petitioner be enlarged on bail on any stringent terms and conditions deemed appropriate by this Court.

5. Learned Additional Standing Counsel on the other hand objected to the release of the Petitioner on bail on the ground of gravity and seriousness of the allegation. He further submitted that in the event the Petitioner is released on bail there is every likelihood that he might indulge in similar criminal offences. On such ground, learned counsel for the State objected to the release the Petitioner on bail.

6. Having regard to the submission made by learned counsels appearing for the Parties and on a careful examination of the surrounding facts and circumstances and further taking note of the period of custodial detention as well as the fact that the charge-sheet has been filed and keeping in view the fact that the Petitioner is a young boy aged about 20 years and that the injured has already been discharged from the hospital, 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. 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 conditions shall entail cancellation of the bail application.

8. It is further directed that the bail granted to the Petitioner is subject to the condition that the court below shall verify whether the condition of the injured. In the event it is found that the condition of the injured is critical, this bail order shall automatically stand revoked.

9. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)
Judge

Sisir
Signature Not Verified
Digitally Signed
Signed by: SISIR KUMAR SETHI
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 28-Oct-2026 19:19:34