IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.10313 of 2026
CNR No. ODHC010721882026

Chiku @ Amit Kalet and another ..... ***Petitioners***

Represented by Adv. -
Ranjan Kumar Nayak

-versus-

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

Represented by Adv. –
Mr. D.K. Sahoo, AGA

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
05.11.2026

Order No.

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

2. Heard learned counsel for the Petitioners 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.890 of 2026, arising out of Jharsuguda P.S. Case No.294 of 2026, pending in the Court of learned J.M.F.C., Jharsuguda for alleged commission of offence punishable under Sections 281/125(a)/303(2)/305(b)/3(5) of BNS.

4. It is stated by the learned counsel for the Petitioners that the Petitioners are languishing in custody since 15.05.2026. He further

contended that in the meantime, investigation has been concluded and final charge-sheet has been filed. Learned counsel for the Petitioners further drawing attention of this Court to the antecedent of the present Petitioners submitted that though both the Petitioners are having some criminal antecedents, however they are ready and willing to abide by any stringent terms and conditions. He further submitted that they belong to locality therefore, there is no chance of absconding. Learned counsel for the Petitioners further contended that although the cases are triable by Magistrate, however where the maximum sentence that can be implicated upto 7 years, the Petitioners are languishing in custody for around seven months. On such ground, learned counsel for the Petitioners submitted that there is no possibility of an early commencement of the trial, the Petitioners be released on bail on any stringent terms and conditions.

5. Learned Additional Government Advocate on the other hand objected to the release of the Petitioners on bail on the ground of gravity and seriousness of the allegation. He further submitted that both the Petitioners having similar criminal antecedents and that in the event, they are released on bail there is every likelihood there they might indulge in similar criminal offences.

6. Considering the submissions made by learned counsels appearing for both sides and on a careful examination of the nature and gravity of the allegation as well as the role of the petitioners in alleged crime, further taking note of their period of custodial detention and the fact that charge-sheet has already been filed, this Court is inclined to release the Petitioners on bail subject to imposition of stringent conditions.

7. Hence, it is directed that the Petitioners be released on bail in the aforesaid case on furnishing a bail bond of Rs.40,000/- (Rupees Forty thousand) each 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.

8. Release of the petitioner shall be subject to the following conditions:-

I. the Petitioners shall not indulge in any similar criminal activity while on bail;

II. the Petitioners hall appear before the local Police Station once in a fortnight for a period of three months, thereafter once in a month for another period of three months, thereafter once in a month till conclusion of trial preferably on 'Sunday' in between 10.00 A.M. to 1 P.M.

Violation of any other conditions either imposed 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

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Reason: Authentication
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Date: 09-Nov-2026 14:36:38