IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.10070 of 2026
CNR No. ODHC010749072026

Pawan Naik @ Paban Naik & Ors. ..... ***Petitioners***

Represented by Adv. - Soumya Ranjan Das

-versus-

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

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

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

Order No. **12.11.2026**

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. The present bail application under Section 483 of B.N.S.S. has been filed by the Petitioners for regular bail in connection with G.R. Case No.2419 of 2026, arising out of Rourkela Sector-7 P.S. Case No.167 of 2026, pending in the Court of learned S.D.J.M., Panposh at Rourkela for alleged commission of offence punishable under Sections 310(4), 310(5) of BNS.

4. It is submitted by learned counsel for the Petitioners that the Petitioners are in custody since 15.07.2026. He further

submitted that, in the meantime, the investigation has been completed and the final charge sheet has been filed. Learned counsel for the Petitioners further contended that Petitioner Nos.1 to 3 have no criminal antecedents. So far as Petitioner No.4 is concerned, although he has certain criminal antecedents, the same are not similar in nature to the present case. He further submitted that all the accused persons belong to the locality and, therefore, there is no likelihood of their absconding. It was also contended that, since the investigation has been completed and the trial is not likely to commence in the near future, further detention of the Petitioners is not warranted. Learned counsel, accordingly, prayed for release of the Petitioners on bail on such stringent terms and conditions as this Court may deem fit and proper, undertaking that the Petitioners shall scrupulously abide by the same 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 are released on bail there is every likelihood that they might indulge in similar criminal offences.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, this Court is inclined to release the Petitioners on bail on furnishing a bail bond of Rs.40,000/- (Rupees Forty Thousand) each 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 Petitioner Nos.1 to 3 is subject to the condition that the court below shall verify whether the Petitioner Nos.1 to 3 are having any criminal antecedent. In the event it is found that the Petitioner Nos.1 to 3 is having any criminal antecedent, this bail order shall automatically stand revoked.

8. However, while imposing conditions, the learned Court below shall also impose the following conditions:

(i) Petitioner No.4 shall appear before the local Police Station once in a fortnight for a period of three months, preferably on Sundays between 10.00 A.M. and 1.00 P.M.

(ii) Petitioner No.4 shall not indulge in any similar criminal activities during the period of bail.

9. It is further directed that the bail granted to the Petitioner No.4 is subject to depositing a cash security of Rs.5,000/- (Rupees Five Thousand) 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.

10. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)

Judge

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