IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.10288 of 2026
CNR No. ODHC010757742026

Raja @ Rajesh Jena & Ors. **.....** ***Petitioners***

Represented by Adv. - Manoranjan Das

-versus-

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

Represented by Adv. -Mr. P.Satpathy, A.S.C.

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
16.11.2026

Order No.

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 the B.N.S.S. has been filed by the Petitioners for regular bail in connection with G.R. Case No.1216 of 2026, arising out of Dhenkanal Town P.S. Case No.558 of 2026, pending in the Court of learned S.D.J.M., Dhenkanal for alleged commission of offence punishable under Sections 191(2), 191(3) 333, 303(2), 351(2), 190, 109(1), 74 of the B.N.S.S. 2023 read with Section 25(1-A) & 27 of the Arms Act.

4. It is submitted by the learned counsel for the Petitioners that the Petitioners are in custody since 06.09.2026. He further submitted that, in the meantime, the investigation has progressed substantially

and the final charge sheet is likely to be filed shortly. Referring to the nature of the injuries, learned counsel for the Petitioners contended that the injured has not sustained any injury. He further submitted that Petitioner Nos.1 and 3 have one criminal antecedent each, whereas Petitioner No.2 has two criminal antecedents. He also submitted that all the Petitioners belong to the locality and, therefore, there is no chance of their absconding. Learned counsel further contended that, in the absence of any injury sustained by the injured, the offence under Section 109 is not attracted to the facts of the present case. In such view of the matter, learned counsel for the Petitioners submitted that the Petitioners be released on bail on such terms and conditions as this Court deems fit and proper in the facts and circumstances of the case.

5. Learned Additional Standing Counsel on the other hand opposed the bail application of the Petitioners on the ground that the Petitioners are released on bail there is a possibility 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, 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 Petitioners

shall be subject to verification by the learned Court below of the nature of the injuries sustained by the injured as well as the criminal antecedents of the Petitioners. In the event the learned Court below finds that Petitioner Nos.1 and 3 have more than one criminal antecedent each, Petitioner No.2 has more than two criminal antecedents, and the injuries sustained by the injured are grievous in nature, the bail granted to the Petitioners shall automatically stand revoked.

8. It is further directed that the bail granted to Petitioner Nos.1 and 3 shall be subject to their depositing cash security of Rs.2,000/- (Rupees Two Thousand) each, whereas Petitioner No.2 shall deposit cash security of Rs.3,000/- (Rupees Three Thousand) before the learned Court in seisin over the matter. The aforesaid amounts shall be kept in an interest-bearing account in any Nationalized Bank initially for a period of one year, which shall be renewed from time to time till conclusion of the trial. The amount so deposited shall abide by the final outcome of the trial.

9. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)
Judge

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