IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.11012 of 2026
CNR No. ODHC010800302026

Happi @ Rajendra Kumar Sahoo ..... ***Petitioner***

Represented by Adv. –
Mr. Deepak Ku Sahoo

-versus-

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

Represented by Adv. –

Mr. U.C. Jena, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
11.11.2026

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 BNSS, 2023 has been filed by the Petitioner for regular bail in connection with G.R. Case No.2093 of 2026, arising out of Kendrapara Town P.S. Case No.233 of 2026, pending in the court of learned S.D.J.M., Kendrapara, for alleged commission of offences punishable under Sections

305/331(4) of B.N.S., 2023.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner has been in jail custody since 19.09.2026. He further submitted that the investigation in this case has substantially progressed and the final charge sheet is likely to be filed very soon. It is also contended that the F.I.R. was initially lodged against unknown accused persons, and the Petitioner was arrested merely on suspicion without any direct incriminating material to implicate him in the alleged crime. He further submitted that although the Petitioner is having some criminal antecedents, however, he is ready and willing to abide by any stringent terms and conditions that would be imposed by this Court in the event he is released on bail. He further submitted that the Petitioner belongs to the locality, therefore, there is no chance of his absconding. On such grounds, learned counsel for the Petitioner prayed for release of the Petitioner on bail on any terms and conditions as deemed just and proper by this Court.

5. Learned counsel for the State, on the other hand, opposed the release of the Petitioner on bail on the ground of seriousness and gravity of the offence alleged against the Petitioner. He further submitted that investigation is still on. Therefore, in the event the Petitioner is released on bail, there is every likelihood that he might abscond from justice which would eventually cause delay in conclusion of the investigation as well as filing of the charge sheet. On such

grounds, learned counsel for the State prayed for rejection of the bail application of the Petitioner.

6. Considering the submissions made by the learned counsels appearing for the respective parties and on a careful examination of the materials on record, this Court is inclined to release the Petitioner on bail.

7. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing bail bond of Rs.35,000/-(Rupees thirty five thousand) with two local solvent sureties for the like amount to the satisfaction of the court in seisin over the matter. While imposing conditions, the court in seisin over the matter shall also impose the following additional conditions:-

I. He shall not indulge in similar criminal activities while on bail;

II. He shall appear before the local police station once in a fortnight, preferably on 'Sunday' in between 10.00 A.M. to 1.00 P.M. for a period three months; and

III. He shall furnish a cash security of Rs.3,000/- (Rupees three 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.

8. 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 imposed either by this Court or the court in seisin over the matter shall entail cancellation of the bail.

9. It is further directed that the bail granted to the Petitioner shall be subject to the condition that the court below shall verify whether the Petitioner has any criminal antecedent. In the event it is found that the Petitioner is having more than two criminal antecedents, then this bail order shall automatically stand revoked.

10. The BLAPL is, accordingly, disposed of.

Issue urgent certified copy of this order as per Rules.

(Aditya Kumar Mohapatra)
Judge

Debasis

Signature Not Verified
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Reason: Authentication
Location: ORISSA HIGH COURT
Date: 12-Nov-2026 20:33:13