IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.11447 of 2026
CNR No. ODHC010831002026

Jibardhan Sa ..... ***Petitioner***

Represented by Adv. –
Mr. Pabitra Kumar Nayak

-versus-

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

Represented by Adv. –

Mr. Manas Ranjan Patra, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
05.11.2026

Order No.

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

2. Heard learned counsel appearing for the Petitioner as well as learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the bail application as well as the documents annexed thereto.

3. The present bail application under Section 483 of B.N.S.S., 2023 read with Section 438 of Cr.P.C. has been filed by the Petitioner for regular bail in connection with C.T. Case No.628 of 2024, arising out of Orient P.S. Case No.108 of 2024, pending in the court of learned J.M.F.C.-I (Cog. Taking), Jharsuguda, for alleged commission of offences punishable

under Sections 420/506/34 of the IPC.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner has been languishing in jail custody since 18.09.2026. He further submitted that in the meantime investigation has been concluded and final charge sheet has been filed under Section 420 of I.P.C. Learned counsel for the Petitioner further submitted that the Petitioner belongs to the locality, therefore, there is no chance of his absconding. He further submitted that the Petitioner has been falsely implicated in the present case. Referring to the allegation made in the F.I.R., learned counsel for the Petitioner contended that a sum of Rs.12,74,999/- has allegedly been misappropriated by the Petitioner and other co-accused persons and that the same was deposited into the account of the present Petitioner. It was further contended that the Petitioner is ready and willing to return the entire amount upon his release from custody. It was brought to the notice of this Court that the bank account of the Petitioner has already been frozen. On such grounds, learned counsel for the Petitioner submitted that, since the charge sheet has already been filed and there is no possibility of trial being commenced in near future, the Petitioner be released on bail on any stringent terms and conditions. Learned counsel for the Petitioner further submitted that the offence is triable by Magistrate and the maximum punishment that could be imposed is seven years of imprisonment. Further, taking note the fact that the Petitioner does not have any criminal antecedent, the Petitioner be released on bail on any stringent 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 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 abscond from justice which would eventually cause delay in conclusion of trial. On such grounds, it is submitted that the prayer for bail of the Petitioner be rejected at this juncture.

6. Having regard to the submissions made by the learned counsels appearing for both sides and on a careful examination of the nature and gravity of the allegation, further taking note of the fact that the Petitioner does not have any criminal antecedent and that in the meantime charge sheet has already been filed, 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.50,000/- (Rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the court in seisin over the matter. The release of the Petitioner shall also be subject to such other terms and conditions as would be fixed by the court in seisin over the matter. Violation of any of the terms and conditions shall entail cancellation of bail.

8. 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 is having any criminal antecedent. In the event it is found that the Petitioner is having any criminal antecedent, then this bail order shall automatically stand revoked.

9. The BLAPL is, accordingly, disposed of.

Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

Debasis

Signature Not Verified
Digitally Signed
Signed by: DEBASIS AECH
Designation: SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 09-Nov-2026 11:53:32