IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.11638 of 2026
CNR No. ODHC010836522026

Jayadev Jena ..... ***Petitioner***

Represented by Adv. – Laltendu Samantaray, Sr. Adv. along with M/s.Upasika Samantaray

-versus-

State Of Odisha (Vigilance) ..... ***Opposite Party***

Represented by Adv. – Sanjay Kumar Das, Standing Counsel for Vigilance Dept.

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
26.11.2026

Order No.

01. 1. This matter is taken up through Hybrid Mode.

2. Shri Lalatendu Samantaray, Senior Advocate, enters appearance on behalf of the Petitioner in the present case by filing a Memorandum of Appearance in Court today. The same be taken on record.

3. Heard learned Senior Counsel appearing for the Petitioner and learned Standing Counsel appearing for the Vigilance Department-Opposite Party. Perused the bail application as well as materials placed before this Court.

4. The present bail application under Section 483 of B.N.S.S has been filed by the Petitioner for regular bail in connection with G.R. Case No.11 of 2026 (V), arising out of Berhampur Vigilance

P.S. Case No.12 of 2026, pending in the Court of learned Special Judge (Vigilance), Berhampur, Ganjam for alleged commission of offence punishable under Sections 13 (2) read with 13 (1)(b) of the P.C. Act, 1988.

5. It is submitted by the learned Senior Counsel for the Petitioner that the Petitioner is in custody since 13.10.2026. He further contended that in the meantime investigation has progressed substantially and the charge sheet has not been filed. He further contended that further custodial interrogation of the Petitioner is not necessary in the present case. Learned Senior Counsel for the Petitioner further submitted that the Petitioner is a government employee, therefore, there is no chance of his absconding. On such ground, learned Senior Counsel for the Petitioner submitted that the Petitioner be released on bail on any stringent terms and conditions which the Petitioner shall abide by while on bail.

6. Mr.Das, learned Standing Counsel for the Vigilance Department, on the basis of instruction dated 02.11.2026, submitted before this Court that a prima facie case against the Petitioner is well made out. He further contended that, on investigation, it is found that the percentage of disproportionate asset is around 71%. It was also brought to the notice of the Court that the investigation is still on, therefore, the release of the Petitioner would seriously hinder the conclusion of the investigation. On such ground, learned Standing Counsel for the Vigilance Department prayed for the rejection of the bail application of the Petitioner at this stage.

7. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record and the role of the present Petitioner in the

alleged crime, further on a careful consideration of the instruction received from the Additional S.P., Vigilance, Berhampur Division, dated 02.11.2026, further taking note of the period of custodial detention of the Petitioner and the fact that the Petitioner is a government employee, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

8. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing a bail bond of Rs.50,000/- (Rupees Fifty thousand) with two solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter.

9. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper. While imposing condition, the learned trial Court shall also impose a condition that whereby the Petitioner shall appear before the I.O., as and when his presence is required for the purpose of investigation, and cooperate with the Investigating Officer by producing the documents in his possession and shall appear before the learned trial Court during trial on each date of posting, unless his personal appearance is dispensed with by the learned trial Court. Violation of any of the conditions shall entail cancellation of the bail application.

10. The BLAPL is, accordingly, disposed of.

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(A.K. Mohapatra)
Judge

Anil

Signature Not Verified
Digitally Signed
Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 26-Nov-2026 18:37:25