IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLMA No.140 of 2026
CNR No. ODHC010877652026

Madan Mallick@ Mallik **.....** ***Petitioner***

Represented by Adv. -
Amulya Ratna Panda

-versus-

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

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

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
12.11.2026

Order No.

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

2. Heard learned counsel for the Petitioner as well as the learned counsel for the State. Perused the CRLMA filed by the under Section 389(2) of the Cr.P.C. with a prayer for release of the Petitioner on bail.

3. Learned counsel for the Petitioner, at the outset, contended that being aggrieved by the impugned rejection order dated 12.10.2026 passed by the learned District & Sessions Judge, Jajpur in Criminal (Appeal) No.20 of 2026 which arises out of G.R. Case No.266 of 2010, thereby rejecting the Petitioner's bail application, the Petitioner has approached this Court by filing the present CRLMA application. In course of his argument, learned counsel for the Petitioner contended that the Petitioner was facing trial for alleged commission of an offence punishable under Section 506 of

the I.P.C. and was eventually convicted and sentenced to undergo imprisonment for a period of three months. Against such conviction the Petitioner has preferred an appeal, albeit belated. Along with the appeal memo, the Petitioner also moved an application for his release on bail. However, such bail application has been rejected by the learned Appellate Court on the ground that there was a delay by the Petitioner in preferring the appeal and that the Petitioner does not have any due respect for the order of the trial Court.

4. Learned counsel for the State on the other hand objected to release of the Petitioner on bail on the ground that the Petitioner has preferred the appeal belatedly and that he has been taken into custody in execution of the NBW.

5. Considering the submissions made by the learned counsel for the respective parties, on a careful examination of the background facts, further on a close scrutiny of the impugned order dated 12.10.2026, at Annexure-2, this Court is inclined to release the Petitioner on bail. Accordingly, it is directed that the Petitioner be released on bail on furnishing a bail bond of Rs.30,000/-/-(Rupees Thirty thousand) with two local solvent sureties each for the like amount to the satisfaction of the 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.

6. The CRLMA is, accordingly, disposed of

(A.K. Mohapatra)
Judge

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