IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12213 of 2026
CNR No. ODHC010878622026

Sukanta Kumar Nayak **.....** ***Petitioner***

Represented by Adv. -
Manas Kumar Chand

-versus-

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

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

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

Order No. **20.11.2026**

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 B.N.S.S. has been filed by the Petitioner for regular bail in connection with G.R. Case No.1002 of 2026, arising out of Khurda Model P.S Case No.455 of 2026, pending in the Court of learned S.D.J.M., Khurda for alleged commission of offence punishable under Sections 318(4),351(3) of BNS.

4. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 24.09.2026. He further submitted that the Petitioner does not have any criminal antecedents and that he

belongs to the locality, therefore there is no chance of his absconding. Learned counsel for the Petitioner further contended that, in the meantime, the investigation has been completed and the final charge sheet has already been filed. Further, referring to the allegations made in the F.I.R., learned counsel for the Petitioner submitted that the Petitioner had allegedly received a sum of Rs.50,000/- from the Informant for correction of his land records in the office of the Sub-Collector, Khurda. However, as the land records were not corrected, the Informant demanded refund of the said amount. Since the Petitioner allegedly failed to return the money, the present F.I.R. came to be lodged, alleging commission of an offence punishable principally under Section 318(4) of the B.N.S. Learned counsel for the Petitioner further contended that the Petitioner has been falsely implicated in the present case. On the aforesaid grounds, learned counsel for the Petitioner prayed for his release on bail.

5. Learned Additional Standing Counsel on the other hand opposed the bail application of the Petitioner on the ground of gravity and seriousness of the allegation. He further contended that in the event the Petitioner is released on bail there is every likelihood that he might indulge in similar criminal offences.

6. Having heard the learned counsels appearing for the respective parties and on a careful examination of the surrounding facts and circumstances of the present case and further keeping the view the period of detention of the Petitioner in jail custody and the fact that the Petitioner does not have any criminal antecedent, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

7. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing bail bond of Rs.40,000/-(Rupees Forty 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.

8. It is further directed that the bail granted to the Petitioner is subject to the condition that the court below shall verify whether the Petitioner is having any criminal antecedent of similar nature. In the event it is found that the Petitioner is having any similar criminal antecedents, this bail order shall automatically stand revoked.

9. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)

Judge

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