IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12100 of 2026
CNR No. ODHC010879992026

Sk. Zulkar @ Gudu & Anr. ..... ***Petitioners***

Represented by Adv. - Bibhuti Ranjan Mohanty

-versus-

State Of Odisha ..... ***Opposite Party***

Represented by Adv. – M.R. Patra, A.S.C.

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
10.11.2026

Order No.

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

2. Heard learned counsel appearing for the Petitioners 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 Petitioners for regular bail in connection with G.R. Case No.717 of 2026, arising out of Charichhak P.S. Case No.191 of 2026, pending in the Court of learned J.M.F.C., Nimapara for alleged commission of offence punishable under Sections 109, 303(2), 324(4), 329(4), 351(2), 3(5) of the BNS.

4. It is submitted by the learned counsel for the Petitioners that the Petitioners are in custody since 05.09.2026. He further contended that in the meantime investigation has been concluded and the charge sheet has been filed under Sections 329, 324,

303(2), 351(2), 3(5) of BNS. Further referring to the charge sheet, learned counsel for the Petitioners contended that the offence under Section 109 has been deleted. He further contended that the injured has not sustained any injury. He further submitted at this juncture submitted that the Petitioners do not have any criminal antecedent and that they belong to the locality, therefore, there is no chance of their absconding. On such ground, learned counsel for the Petitioners contended that the Petitioners be released on bail on any stringent terms and conditions that would be imposed by this Court.

5. Learned Additional Standing Counsel, on the other hand, opposed the bail application of the Petitioners on the ground of gravity and seriousness of the allegation. Learned counsel for the State further submitted that in the event the Petitioners are released on bail, there exists a possibility that they might abscond from justice which would eventually cause delay in conclusion of the trial. On such ground, learned counsel for the State prayed for rejection of the bail application of the Petitioners.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, further keeping in view the fact that injured has not sustained any injury and the Petitioners do not have any criminal antecedent, this Court is inclined to release the Petitioners on bail subject to imposition of stringent conditions.

7. Hence, it is directed that each of the Petitioners be released on bail in the aforesaid case on furnishing a bail bond of Rs.40,000/- (Rupees Forty thousand) with two solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter.

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 other conditions shall entail cancellation of the bail application.

9. It is further directed that the bail granted to the Petitioners shall be subject to the verification of their criminal antecedent and the injury report. In the event, the Petitioners are having any similar criminal antecedent or the injury sustained by the injured is grievous in nature, then this order shall stand automatically revoked.

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: 11-Nov-2026 15:05:58