IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12304 of 2026
CNR No. ODHC010894012026

Chandan Kumar Das ..... ***Petitioner***

Represented by Adv. - Sahasransu Sourav

-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. On the prayer of learned counsel for the Petitioner, he is permitted to carry out the necessary correction in the cause title of the bail application. The corrected copy of the bail application shall be uploaded by the next working day.

3. Heard learned counsel for the Petitioner and learned counsel for the State. Perused the materials placed before this Court.

4. The present bail application under Section 483 of BNSS, has been filed by the Petitioner for regular bail relating to Athamallik Case No.257 dated 02.08.2026 corresponding to G.R Case No.1035 of 2026 pending before the learned S.D.J.M., Athmallik for alleged commission of offence punishable under Sections 318(4)/3(5) of Bharatiya Nyaya Sanhita, 2023.

4. It is submitted by the learned counsel for the Petitioner that the F.I.R. was registered against unknown accused persons, and the Petitioner has been taken on remand since 07.09.2026. The learned counsel for the Petitioner submitted that the Petitioner is belonging to locality; therefore, there is no chance of his absconding. The learned counsel for the Petitioner submitted that although the Petitioner has some criminal antecedents, they are ready and willing to abide by any terms and conditions as this Court deems fit and proper in the facts and circumstances of the case. The learned counsel for the Petitioner further contended that the alleged stolen gold chain has already been recovered in the meantime. On such grounds, the learned counsel for the Petitioner prayed for release of the Petitioner on bail.

5. Learned counsel for the State, on the other hand, opposed the bail application of the Petitioner on the ground of gravity and seriousness of the allegation. She further contended that the Petitioner is having similar criminal antecedents; no leniency should be shown to the Petitioner. In the event, the Petitioner be released of bail, there is every likelihood that he might abscond or indulge in similar criminal offences. In such view of the matter, she submitted that the bail application of the Petitioner be rejected at this juncture.

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, further keeping in view the period of detention of the Petitioner in jail custody as well as the alleged gold chain has already been recovered, this Court is inclined to release the Petitioner on bail subject to the Petitioner furnishing 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.

7. The release of the Petitioner shall also be subject to such other terms and conditions as is deemed just and proper 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 depositing a cash security of Rs.3,000/-(Rupees Three Thousand) before the learned court in seisin over the matter, which shall be kept in any Nationalized Bank in interest bearing account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide the final outcome of the trial of the case.

9. Taking into consideration to the backgrounds of the present case, this Court directed the learned Trial Court to impose an additional condition to the Petitioner i.e., the Petitioner shall appear before the concerned police station once in a fortnight preferably on Sunday between 10.00 A.M. to 01.00 P.M. for a period of three months and thereafter once in a month for another three months.

10. The BLAPL is, accordingly, disposed of.

Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)

Judge

Rubi

Signature Not Verified
Digitally Signed
Signed by: RUBI BEHERA
Reason: Authentication
Location: OHC
Date: 20-Nov-2026 18:14:42