



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.366 of 2026

Sumanta Chand

...

Petitioner

Mr. A.K. Nayak, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. R.B. Mishra, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):26.02.2026

Order No.

01.

1. This is the 2nd bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Kamarda PS Case No.140 of 2025 corresponding to CT Case No.458 of 2025 pending in the file of learned Additional Sessions Judge, Jaleswar, for commission of offences punishable U/Ss.85/80/108/115(2)/296/351(2)/3(5)/81/49 of BNS r/w Section 4 of DP Act, on the main allegation of committing dowry death and abetting commission of suicide of his wife by subjecting her to torture and cruelty for demand of dowry, along with co-accused persons in furtherance of their common intention.

2. In the course of hearing, Mr. Akshaya Kumar Nayak, learned counsel for the petitioner submits that the deceased had in fact committed suicide beyond the reason and control of the petitioner, who being her husband has taken care of her properly, but after death of the deceased, her father has lodged this case, even though he has not raised any objection at the time of inquest report and, therefore, the petitioner may kindly be granted bail.

2.1. On the other hand, Mr. R.B. Mishra, learned Additional Public Prosecutor by placing the statement of witness Adhir Kumar Mahalik, who happens to be the



neighbor of the petitioner and deceased, submits that the petitioner had in fact assaulted the deceased on 14.01.2025, but she committed suicide on 08.02.2025 by taking poison and, thereby, there was enough material to suggest that soon before her death, the deceased was subjected to torture and cruelty, which is the essential ingredient of Section 80 of BNS and, therefore, the petitioner being found involved in case of this nature on prima facie material, his bail application may kindly be rejected.

3. After having considered the rival submissions upon perusal of record, there appears allegation against the petitioner for committing dowry death and abetting suicide of his wife and in the meantime, charge-sheet has been submitted, however, taking into account the nature and gravity of the offences as alleged against the petitioner vis-à-vis the allegation sought to be brought against him and regard being had to the materials placed on record together with the statement of witness Adhir Kumar Mahalik, who happens to be the neighbor of the petitioner and deceased and taking into account the other circumstances on record in entirety including the opinion of the doctor as to the cause of death of the deceased in the PM report, this Court is not inclined to grant bail to the petitioner.

4. Hence, the bail application of the petitioner stands rejected. Accordingly, the BLAPL stands disposed of. A copy of this order be immediately transmitted to the learned Court in seisin over the matter.

(G. Satapathy)
Judge