



IN THE HIGH COURT OF ORISSA AT CUTTACK

**Leo @ Tapan @ Suman @
Sarbeswar Nayak
(In BLAPL No.1413 of 2026)
Susil Nayak
(In BLAPL No.2548 of 2026)**

... Petitioners

*Mr. SK. Zafarulla, Advocate
(in BLAPL No.1413 of 2026)*

*Mr. D. Das, Advocate
(in BLAPL No.2548 of 2026)*

-versus-

State of Orissa

... Opposite Party

Mr. M.R. Patra, Addl. PP

**CORAM: JUSTICE G. SATAPATHY
ORDER(ORAL):24.03.2026**

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Since these two bail applications arise out of one and same case record, the same are heard together and disposed of by this common order with the consent of the learned counsel for the parties.
3. These are the bail applications U/S.483 of BNSS by the petitioners for grant of bail in connection with Dhamara PS Case No.87 of 2024 corresponding to ST Case No.162 of 2025 pending in the file of learned District & Sessions Judge, Bhadrak for commission of offence punishable U/Ss. 117(2)/109(1)/111(2)(b)/3(5) of BNS r/w Sec.25(1-B)(a)& 27(1) of Arms Act, on the main allegation of attempting to the life of the injured persons by firing and assaulting them with sharp cutting weapons.



4. Heard, Mr. SK. Zafarulla, learned counsel for the petitioner in BLAPL No.1413 of 2026; Mr. Debasnan Das, learned counsel for the petitioner in BLAPL No.2548 of 2026 and Mr. M.R. Patra, learned Addl. Public Prosecutor in the matter and perused the record.

5. After having considered the rival submissions upon perusal of record, there appears no dispute about registration of FIR against unknown persons, but the petitioner-Leo @ Tapan @ Suman @ Sarbeswar Nayak has not been identified in TI parade, but the petitioner-Susil Nayak has been allegedly identified in TI parade by one identifying witness. It is, however, found from the record that there is firearm injury to the injured, but the injured are yet to be examined. Additionally, the petitioner Susil Nayak is having some criminal antecedents. The petitioners are mainly renewing their prayer for bail on the ground in delay in disposal of the case and non-examination of the injured, however, this Court, by taking into consideration the materials placed on record together with the circumstance of transaction and keeping in view alleged identification of the petitioner-Susil Nayak, does not consider it proper to grant bail to the petitioner-Susil Nayak, however, it considers proper to admit the petitioner-Leo @ Tapan @ Suman @ Sarbeswar Nayak to bail.

6. Hence, the bail application of petitioner- Susil Nayak in BLAPL No.2548 of 2026 stand rejected, whereas the bail application of the petitioner namely Leo @ Tapan @ Suman @ Sarbeswar Nayak in BLAPL



Nos. 1413 of 2026 is allowed and consequently, the Petitioner Leo @ Tapan @ Suman @ Sarbeswar Nayak is allowed to go on bail on furnishing bail bonds of Rs.50,000/- (Rupees Fifty Thousand) with two solvent sureties each for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it.

7. Accordingly, these BLAPLs stand disposed of. Issue urgent certified copy of the order as per Rules. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(G. Satapathy)
Judge

Jayakrushna