



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 2061 of 2025

Bijay Kumar Nayak

....

Petitioner

Mr. B. Mohanty, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. Rajdeep Pradhan, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

26.03.2025

Order No.

01.

1. Heard Mr. Sahoo, learned counsel for the petitioner and Mr. Pradhan, learned ASC for the State.
2. Instant petition under Section 483 BNSS is filed for release of the petitioner on bail in connection with C.T. Case No. 1361 of 2024 (arising out of Bharatpur P.S. Case No. 499 of 2024) pending in the file of learned JMFC-V, Bhubaneswar, on the grounds stated therein.
3. Gone through the contents of the FIR as at Annexure-1. Mr. Mohanty, learned counsel for the petitioner submits that the present accused is alleged of having assisted the co-accused, namely, Mujafer Kumbhar @ Banty in the disposal of the dead body of the deceased and hence, has been implicated, the fact which is acknowledged by



Mr. Pradhan, learned ASC for the State. It is informed to the Court that the chargesheet is filed in the month of November, 2024. At the same time, a formal objection is received from Mr. Pradhan, learned ASC for the State against release of the petitioner. But then, having regard to the fact that the accused is only responsible for concealing the evidence to assist the other accused, who is the main assailant, the Court is inclined to direct his release with conditions, as an offence under Section 201, IPC is prima facie made out against him.

4. Accordingly, it is ordered.

5. In the result, the petition under Section 483 BNSS stands allowed. Consequently, the petitioner is directed to go on bail in connection with C.T. Case No. 1361 of 2024 arising out of Bharatpur P.S. Case No. 499 of 2024 subject to him furnishing bail bond of Rs.40,000/-(rupees forty thousand) with one solvent surety for the like amount to the satisfaction of the learned JMFC-V, Bhubaneswar, who shall be at liberty to impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case.

6. The BLAPL is disposed of.

7. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Signature Not Verified

Digitally Signed
Signed by: ALOK RANJAN SETHY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 27-Mar-2025 19:33:22