



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.3080 of 2026

Rakesh Digal

....

Petitioner(s)

Mr. Amulya Ratna Panda, Adv.

-versus-

State of Odisha

....

Opposite Party(s)

Mr. Tej Kumar, ASC

CORAM:

HON'BLE DR.JUSTICE SANJEEB K PANIGRAHI

Order No.

ORDER

01.

04.05.2026

F.I.R. No.	Dated	Police Station	Case No. and Courts' Name	Sections
0140	24.09.2022	Phulbani Sadar	Phulbani Sadar P.S. Case No.140 of 2022 corresponding to C.T. Case No.620 of 2022 pending before the Court of learned S.D.J.M, Phulbani	Section 395 of I.P.C

1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the Petitioner and learned counsel for the State.
3. The Petitioner being in custody in connection with Phulbani Sadar P.S. Case No.140 of 2022 corresponding to C.T. Case No.620 of 2022 pending before the Court of learned S.D.J.M, Phulbani registered for the alleged commission of offence under Section 395 of I.P.C, has filed this application for his release on bail.



4. The brief fact of the case is that on 24.09.2022, while the son of the informant was heading towards Berhampur from Munduli village by his TATA 407 OMNI Truck bearing registration No.OD-12-D-8396 along with his helper, on the way near Chudipaju Ghati four to five unknown persons coming in a black colour car having no registration number obstructed their above noted truck forcefully. Thereafter, they assaulted the son of the informant and took away his mobile phone having SIM No.8763393329 including some cash from him. After taking mobile phone and cash from the Petitioner, the said accused persons fled from the spot. Soon after the said incident, the father of the informant lodged an F.I.R in the local Police Station. Accordingly, on completion of investigation and all the formalities, the Petitioner was taken into custody. The Petitioner has been languishing in custody since 02.01.2026.
5. Learned counsel for the Petitioner contends that the Petitioner is no way connected to the offences alleged against him. He has been entangled in this case only on suspicion. He, accordingly, prays for permitting the Petitioner to be released on bail.
6. Learned counsel for the State vehemently opposes the prayer for bail of the present Petitioner. He further contends that such type of offences is not tolerable in a



law abiding society. He, accordingly, prays for dismissal of this BLAPL.

7. Considering the submissions made on behalf of both the parties, this Court without going into the merits of the case, directs the court in *seisin* over the matter to release the present Petitioner on bail in the aforesaid case on some stringent terms and conditions with further conditions that:

- i. the Petitioner shall appear before the concerned local Police Station on every alternate Sunday between 10.00A.M. to 12.00P.M. till conclusion of the trial;
- ii. the Petitioner shall appear before the learned Court in *seisin* over the matter on each date of posting of the case;
- iii. the Petitioner shall not indulge himself in any criminal activities in future;
- iv. the Petitioner shall not tamper the evidence of the prosecution witnesses in any manner;

8. Violation of any of the above conditions shall entail cancellation of the bail.

9. This BLAPL is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge