



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No. 3904 of 2026

***Silu @ Prabhanjan
Behera***

....

Petitioner

Mr. B.P. Nanda, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. M.R. Mohanty, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
07.05.2026

Order No.

- 01.** 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is an accused in connection with G.R. Case No.1499 of 2025, pending on the file of learned S.D.J.M., Talcher, arising out of **Talcher P.S. Case No.798 of 2025**, for commission of alleged offences under Sections 331(4)/ 305(d) of the BNS.
3. Learned counsel, on instruction, submits that except the present BLAPL, no other bail application of the Petitioner relating to the aforementioned P.S. case is pending in any other Court.
4. Being aggrieved by the rejection of his application for bail U/s.483 of BNSS by the learned Additional Sessions Judge, Talcher, by order dated 03.04.2026 in the aforementioned case, the present BLAPL has been filed.



5. The allegation against the present Petitioner is that he along with the co-accused committed theft from a hundi of a temple by breaking the lock of the temple.

6. It is submitted by the learned counsel that the FIR is against an unknown person in connection with Talcher P.S. Case No.1180 instituted on 19.10.2025, and was taken into custody in connection with the said case on 21.10.2025 and has been remanded in the case at hand on 14.12.2025 and the basis of implication is on account of his own confession.

7. Learned counsel for the State opposes the prayer for bail, inter alia, on the ground that the Petitioner has the criminal antecedents.

For convenience of reference, the said criminal antecedents run thus:-

- "1. Talcher PS case No-262, dtd. 04.07.2021, U/s-294/323/341/506/34 IPC.
2. Talcher PS case No-291, dtd. 10.08.2020, U/s-294/341/506 IPC.
3. Talcher PS case No-31, dtd. 02.02.2019, U/s-283/341/427/447/506/34 IPC.
4. Talcher PS case No-408, dtd. 29.12.2019, U/s-294/323/341/506/34 IPC.
5. Talcher PS case No-1099, dtd. 07.10.2025, U/s-309(6) BNS.
6. Talcher PS case No-480, dtd. 11.08.2023, U/s-394 IPC."

8. Per contra, learned counsel for the Petitioner submits that because of the criminal antecedents the Petitioner has been made a scapegoat in the case at hand and since charge sheet in the case at hand has been filed on 28.11.2025, he may be released on bail.



9. Taking into account the rival submissions and the basis of implication, this Court directs the Petitioner to be released on bail on such terms to be fixed by the learned Court in seisin so as to ensure his presence during the trial.

10. Additionally, it is directed that the Petitioner shall appear before the jurisdiction Police Station once every week for the next six months. Certification of such appearance shall be submitted to the learned Court in seisin.

11. Accordingly, the BLAPL stands disposed of.

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

(V. NARASINGH)
Judge

Jina

Signature Not Verified

Digitally Signed
Signed by: JINA DIGAL
Reason: Authentication
Location: High Court of Orissa
Date: 09-May-2026 15:35:12

