



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.4838 of 2026

1) Amina Bisoyi @ Amin **Petitioners**
Bisoyee

2) Manoj Bisoyi @ Manoj Kumar
Bisoyi

Represented by Adv. -
Umakanta Barik

-versus-

State Of Odisha **Opposite Parties**

Represented by Adv. –
Sasmita Nayak, A.S.C.

S.Dash (Informant)

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
03.07.2026

Order No.

05.

I.A No.929 of 2026

1. This matter is taken up through Virtual Mode.
2. This I.A has been filed by learned counsel for the Petitioners seeking modification of order dated 04.05.2026.
3. Heard learned counsel for the Petitioners as well as learned counsel for the Informant and learned counsel for the State.
4. By filing the present application, the Petitioners seek modification of order dated 04.05.2026 to the extent that the direction to verify the nature of the injury be modified suitably taking into consideration the health condition of the present Informant. By virtue of order dated 04.05.2026, the Petitioners were permitted to surrender and move an application for bail. However, such direction was subject to verification of criminal



antecedent of the present Petitioners as well as the injury caused to the injured. Learned counsel for the Petitioners, at this juncture, contended that although the Petitioners do not have any criminal antecedent, however, the injury sustained by the injured has been opined to be a grievous injury. He further contended that the injured has recovered in the meantime and he is doing normal work and roaming around in the locality. As such, it was submitted that the injured is hale and hearty.

5. On the basis of the prayer made in the I.A., learned counsel for the State was directed to obtain a report with regard to the health condition of the injured from the Inspector-in-Charge, Khallikote Police Station.

6. Learned counsel for the State produced a copy of the report dated 02.07.2026. On perusal of such report, it appears that the IIC, Khallikote P.S has categorically stated that the Petitioners do not have any criminal antecedent. With regard to the health condition of the injured, it has been stated that although the injury sustained by the injured has been opined by the Medical Officer to be grievous in nature, however, in the meantime, the injured, after receiving proper treatment, has been discharged from the hospital and he has been performing his normal day-to-day activities and no fresh adverse medical condition has been reported. A copy of such report is accepted and taken on record.

7. Learned counsel appearing on the informant, on the other hand, objected to the release of the Petitioners on bail on the ground that the injured has sustained grievous injury. She further



contended that the injured after receiving the injury was initially treated locally, thereafter, she was shifted to the CHC, Khallikote. She further laid emphasis on the fact that the Medical Officer, who had treated the injured, has opined that the injury sustained by the injured is grievous in nature. In such view of the matter, learned counsel for the Informant contended that the application of the Petitioners be rejected.

8. Having regard to the submissions made by learned counsels appearing for the respective parties, on a careful examination of the report of the IIC, Khallikote dated 02.07.2026, this Court is inclined to modify the conditions imposed vide order dated 04.05.2026. Accordingly, it is directed that the condition with regard to the verification of the injury is hereby waived and the learned court below shall verify the antecedent of the Petitioners only. The aforesaid modification is subject to following new conditions:-

I. the Petitioners shall not harass, threaten or terrorize the injured and her family members in any manner whatsoever;

II. the Petitioners shall appear before the jurisdictional Police Station once in a fortnight for a period three months, preferably on 'Sunday' in between 10.00 A.M. to 1 P.M.

Violation of any of the terms and conditions shall entail cancellation of the bail.

9. In view of such modification, the time to surrender of the



Petitioners before the Court below is extended to another four weeks from today subject to depositing cost of Rs.1000/- (Rupees One Thousand) in the Advocates' Welfare Fund of Orissa High Court Bar Association within fifteen days and furnishing money receipt thereof in proof of deposit.

10. It is made clear that, if the cost is not deposited within the stipulated time, time extended for the Petitioners to surrender shall stand revoked automatically.

11. Accordingly, the I.A. stands disposed of.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR SAHOO
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 03-Jul-2026 19:55:08

