



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.4061 of 2026

Rajveer Ram

... **Petitioner**

Mr. S.R. Das, Advocate

-versus-

State of Odisha

... **Opposite Party**

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):07.05.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Rourkela Plantsite PS Case No.124 of 2026 corresponding to GR Case No.391 of 2026 pending in the file of learned SDJM, Panposh, Rourkela, for commission of offences punishable U/Ss.103(1)/238(a)/249(a)/3(5) of BNS, on the main allegation of assisting the principal accused by transporting them to another place.
3. Heard, Mr. Soumya Ranjan Das, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Additional Public Prosecutor in the matter and perused the record.
4. After having considered the rival submissions upon perusal of record, it appears from the impugned order that the learned Addl. Sessions Judge while refusing bail to the petitioner has *inter-alia* reflected the following in paragraph-7, the relevant part of which reads as under:-



*"On perusal of the case record, it is found that the IO of this case ascertained the involvement of the accused person/petitioner in the present case **as he helped the principal offenders by transporting them from one place to another to conceal their activities.** The investigation has not been completed and, therefore, there is chance of tampering with prosecution evidence. There is also chance of absconding of accused petitioner in order to evade the trial on his release on bail. The alleged offences committed by the accused person/petitioner is U/s.103(1)/249(a)/3(5) of BNS and out of which offence U/s.103(1) is heinous one."*

5. It is not to be forgotten that while considering the bail application, the Court has to apply its mind to the materials placed on record, but the Court while adjudicating the bail application should not be swayed away by the section of the offences, unless there is prima facie material for the said offences. In this case, the observation of the learned 2nd Additional Sessions Judge, Rourkela itself suggests that the petitioner is not the principal offender and he had allegedly helped the principal offenders by providing transportation from one place to another place. Further, the petitioner has also been forwarded to the Court with the aid of Section 249(a) of BNS, which provides punishment for harboring offender, but such offence is bailable in nature. What surprises to this Court is that the bail application of the accused-petitioner, who appears to be forwarded to the Court for commission of offence U/S.249 of BNS has



been rejected. In the aforesaid facts and circumstance and taking into account the nature and gravity of the offences alleged against the petitioner and keeping in view the pre-trial detention of the petitioner in custody, this Court without expressing any view on merits admits the petitioner to bail.

6. Hence, the bail application of the petitioner stands allowed and the petitioner is allowed to go on bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty-five Thousand) only with one solvent surety 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, the BLAPL stands 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.

A copy of this order be immediately communicated to the learned 2nd Additional Sessions Judge, Rourkela through the learned District & Sessions Judge, Sundargarh for information and guidance.

(G. Satapathy)
Judge

Subhasmita

Signature Not Verified

Digitally Signed
Signed by: SUBHASHMITA DAS
Reason: Authentication
Location: High Court of Orissa
Date: 08-May-2026 17:01:57

