



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.5117 of 2026

CNR No. ODHC010382242026

***Rabindra @ Rahmيرانjan
Barik***

... Petitioner

Mr. B.S. Das, Advocate

-versus-

State of Odisha

... Opposite Party

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

Order No.

ORDER(ORAL): 10.08.2026

02.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Nikirai P.S. Case No. 375 of 2024 corresponding to G.R. Case No. 518 of 2024 pending in the file of learned JMFC (C.T.), Kendparara, for commission of offences punishable U/Ss. 126(2)/115(2)/103/3(5) of BNS, on the main allegation of committing murder of one Prabira Kumar Barik.

2. Heard, Mr. Bhabani Sankar Das, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Addl. PP in the matter and perused the record.

3. After having considered the rival submissions upon perusal of record, there appears allegation against the Petitioner for assaulting the deceased along with co-accused person, but the deceased died after near about two months of the occurrence, however, the postmortem report does not state the cause of death of the deceased to be homicidal in nature. It is, however, stated in the written instruction submitted by IIC Nikirai P.S. as produced before this Court that the Medical Officer in the post mortem report has opined the cause of death of the deceased to be due to (CUA) cerebro vascular accident which could have been due to antecedent



causes like assault to head. Be that as it may, the petitioner is in custody since 15.05.2026 and the charge sheet has already been submitted in this case, but the trial is yet to begin. Whatever may be the allegation, it is the allegation only, but subject to proof in the trial.

4. In the aforesaid facts and circumstances and taking into account the materials placed on record and regard being had to the death of the deceased after certain days of occurrence and keeping in view the inherent right of the accused-petitioner to be presumed innocent until proven guilty at the trial and last but not the least, grant bail to co-accused Babu @ Sudhir Kumar Barik by this Court in BLAPL No. 4216 of 2025, this Court without expressing any view on merit, admits the petitioner to bail.

5. 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 two solvent sureties 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.

6. 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.

(G. Satapathy)
Judge