



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLA No.923 of 2024

Kulamani Swain

.....

Appellant

Represented By Adv. -
Bijay Kumar Mohanty

-versus-

State Of Odisha

.....

Respondent

Represented By Adv. –Mr.
U.C.Jena, A.S.C. M/s Amitav
Tripathy, a.k.behera

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

Order No.

20.08.2025

I.A. No.2102 of 2025

10. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. This is an application for release of the Appellant-Petitioner on interim bail on the ground of illness of the mother.
3. Heard learned counsel for the Appellant-Petitioner as well as learned counsel for the Informant and learned counsel for the State.
4. Learned counsel for the Appellant-Petitioner at the outset contended that the mother of the Appellant-Petitioner is ailing since she has suffered some injuries on her spinal cord when she fell down on the ground. He further contended that father of the Appellant-Petitioner is aged about 86 years and the daughters are only attending to her mother, therefore the presence of the Appellant-Petitioner is



required further better treatment.

5. Learned counsel for the Informant as well as learned counsel for the State objected to the release of the Appellant-Petitioner on interim bail.

6. Learned counsel for the State, on the basis of the instruction dated 20.08.2025 from the IIC of the Fategarh PS, Nayagarh, submitted that two months ago the mother of the Appellant-Petitioner fell down on the ground and has sustained some minor injury on her spinal cord and she is undergoing treatment at CHC Khandapada.

7. Taking into consideration the aforesaid development, this Court is inclined to release the Appellant-Petitioner on interim bail for a period of two weeks from the date of his release on jail custody. Such release shall be subject to such terms and conditions as would be deemed just and proper by the learned trial court.

8. On expiry of the interim bail period, the Appellant-Petitioner shall surrender immediately before the court below, failing which, it is open to the court below to take coercive action against the Petitioner to ensure that the Petitioner is taken back into custody.

9. It is further made clear that in the event any complaint is received in the police station with regard to Appellant –Petitioner threatening the victim or her family members, it is open to the concerned police to intimate the aforesaid fact to the learned trial court and in such eventuality, the learned trial court shall take necessary steps to take the Appellant –Petitioner back into custody, treating this order as automatically revoked.

Accordingly, the I.A. is disposed of.

10. Issue urgent certified copy of this order as per Rules.



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11. List this matter in the week commencing 22nd September, 2025.
12. Surrender certificate of the Appellant-Petitioner be produced before this Court in the meantime.

(A.K. Mohapatra)

Judge

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