



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12361 of 2025

Subrat Chhatoi

.....

Petitioner

Mr. Ramesh Chandra Maharana, Adv.

-Versus-

State of Odisha

....

Opposite Parties

Mr. Rajdeep Pradhan, ASC

Mr. Dhananjaya Nayak,

Advocate for Informant

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

17.12.2025

Order No.

01.

F.I.R No.	Dated	Police Station	Case No. and Courts' Name	Sections
544	07.10.2024	Cuttack Sadar	G.R Case No.1256 of 2024 pending in the Court of learned JMFC-(R), Cuttack	U/S. 115(2)/296/109(1)/ 118(2)/351(3)/324(4)/3(5) of BNS

1. This matter is taken up through hybrid arrangement.
2. The petitioner being in custody in connection with Cuttack Sadar P.S. Case No.544 of 2024, corresponding to G.R Case No.1256 of 2024 pending in the Court of learned JMFC-R, Cuttack registered for the alleged commission of offence under Section



115(2)/296/109(1)/118(2)/351(3)/324(4)/3(5) of BNS has filed this petition for his release on bail.

3. The brief fact of the case in short is that on 06.10.2024 at about 09.30 pm the son of the informant along with some of his friends had arranged a feast in his village. While they sat for eating, some young mass of other Sahi being armed with deadly weapons came there and attacked the son of the informant and others by means of iron rods. It is further alleged that on hearing, when the daughter-in-law of the Informant reached at the spot, the culprits also assaulted her thereby causing serious injuries to her.

4. Learned counsel for the Petitioner submits that this Petitioner being arrested in this case is in custody since 29.08.2025. He further submits that the Petitioner has not named in the FIR. Though the injuries are grievous in nature but in the mean time the injured has already been discharged from the medical which shows that the injured is now out of danger. In the meantime, investigation has been completed and charge-sheet has also been submitted. In view of all these above, when the Petitioner is a permanent resident of District Cuttack as also the question of tampering with the evidence does not arise, he urges for consideration of prayer for grant of bail to the Petitioner.



5. Learned counsel for the State vehemently opposes the prayer for bail on the ground that the Petitioner is involved in other two criminal cases of similar nature. In the event, he is released on bail, he may further involve in similar offences.

6. Considering the facts and keeping in view the submission of learned counsel for the Petitioner, this Court is of the view that there is no requirement of keeping the Petitioner inside the custody any further. Accordingly, this Court directs that the Petitioner be released on bail by the Court *in seisin* over the matter on some stringent terms and conditions with further conditions that:

- i. the petitioner shall appear before the local Police Station on 1st Monday of every month between 10 A.M. to 1.00 P.M. till the conclusion of the trial;
- ii. the Petitioner shall not indulge himself in any criminal activities in future;
- iii. the Petitioner shall not tamper the evidence of the prosecution evidence in any manner;
- iv. The petitioner shall plant 50 saplings of local varieties, such as mango, neem, tamarind, etc., around his village on Government land, community land, or private land in the possession of the petitioner or his family members. In the event that suitable land is unavailable, the Revenue Authority shall assist in identifying the land for plantation.



Violation of any of the above conditions shall entail cancellation of the bail.

7. The I.I.C. of the concerned police station, in coordination with the local Forest Officer, shall monitor whether the Petitioner has planted the saplings as required.

8. It is further directed that the petitioner shall file an affidavit before the local police station, confirming that the saplings have been planted and that the petitioner will maintain them for a period of two years.

9. The District Nursery/District Forest Officer (D.F.O.) shall extend assistance to the petitioner by supplying the necessary saplings.

10. The BLAPL is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge