

♣JUDICIAL TRAINING MANUAL: Sample Bail and Ancillary Orders ♣

For the Stenographer & Typists of Malkangiri Judiciary

□ PART I: REGULAR BAIL ORDERS (CR.P.C. S.437/439)

Order 1: Granting Bail (Simple IPC Case)

- **Bail Appl. No.:** 123/2025 | **Date:** 21.11.2025
- **Case/FIR No.:** 45/2025 | **P.S.:** Malkangiri | **U/S:** 323/341/506/34 IPC

Accused [Name Omitted] is produced from J.C. The Ld. Counsel submitted that the offences are minor and investigation is complete. Considering the nature of the allegations and maximum punishment, the accused is released on bail on furnishing a **bail bond of Rs. 10,000/- with one solvent surety of the like amount**, subject to the satisfaction of this Court.

Order 2: Granting Bail (After Statutory Period for I.O. is Over - Default Bail)

- **Bail Appl. No.:** 124/2025 | **Case/FIR No.:** 101/2025 | **U/S:** 420/467/468/471 IPC

The accused [Name Omitted] has been in J.C. for over 60 days, and the charge-sheet has not been submitted. The accused is entitled to statutory bail under Cr.P.C. 167(2). The accused is released on **[BLUE: default bail]** on execution of a **P.R. Bond for Rs. 20,000/- with two local sureties of Rs. 10,000/- each.**

Order 3: Granting Bail (Accused is a Woman/Infirm)

- **Bail Appl. No.:** 125/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 306/34 IPC

The accused [Name Omitted] is a woman and has a minor child, falling under the proviso to

S.437 Cr.P.C. Considering the special provision, the accused is granted bail on furnishing a

P.R. Bond for Rs. 15,000/- with one surety of the like amount.

Order 4: Granting Bail (Dispute is Civil in Nature)

- **Bail Appl. No.:** 126/2025 | **Case/FIR No.:** 55/2025 | **U/S:** 406/420/34 IPC

Perused the C.D. The dispute appears to be essentially civil in nature. Custodial interrogation is no longer necessary. The accused [Name Omitted] is directed to be released on **bail on executing a P.R. Bond of Rs. 20,000/- with two local sureties of Rs. 10,000/- each.**

Order 5: Granting Bail (After Charge-Sheet is Filed)

- **Bail Appl. No.:** 127/2025 | **Case/FIR No.:** 20/2024 | **U/S:** 379/411 IPC

The charge-sheet has been filed and the accused [Name Omitted] is in J.C. Since the investigation is complete and the evidence is documentary, the bail is granted on furnishing a **bail bond of Rs. 8,000/- with one solvent surety of the like amount.**

Order 6: Granting Bail (Subject to Deposit of Part Amount)

- **Bail Appl. No.:** 128/2025 | **Case/FIR No.:** 60/2025 | **U/S:** 420/406 IPC

The matter involves a financial dispute. Bail is granted on condition of furnishing a P.R. Bond of Rs. 50,000/- with one local surety, and further on condition of **depositing a sum of Rs. 15,000/- (Rupees Fifteen Thousand Only)** before this Court.

Order 7: Granting Bail (On furnishing Cash Security in place of Surety)

- **Bail Appl. No.:** 129/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 323/34 IPC

The accused [Name Omitted] has difficulty arranging a local surety. The accused is released on P.R. Bond for Rs. 5,000/- and in lieu of surety, **depositing cash security of Rs 5,000/-] (Rupees Five Thousand Only).**

Order 8: Granting Bail (Minor Accused, to Guardian)

- **Bail Appl. No.:** 130/2025 | **Case/FIR No.:** 99/2025 | **U/S:** 379 IPC

The accused [Name Omitted] is reported to be a minor. The accused minor shall be released on bail on furnishing a **P.R. Bond of Rs. 10,000/- by the guardian** with one solvent surety of the like amount.

Order 9: Granting Bail (Anticipatory Bail converted to Regular Bail)

- **Bail Appl. No.:** 131/2025 | **Case/FIR No.:** 80/2025 | **U/S:** 498-A/307 IPC

The accused [Name Omitted] surrendered pursuant to the Hon'ble High Court's interim A.B. order. The interim order is confirmed. Let the accused be released on **regular bail on furnishing a bail bond of Rs. 30,000/- with one local surety of the like amount.**

Order 10: Granting Bail (Accused on Medical Ground - Interim)

- **Bail Appl. No.:** 132/2025 | **Case/FIR No.:** 150/2024 | **U/S:** 304-A/279 IPC

The Jail Superintendent's report confirms a serious heart ailment. The accused is released on **interim bail for a period of 45 days** on furnishing a bail bond of Rs. 25,000/- with one local surety, conditioned on submitting a fresh medical report.

PART II: ORDERS REJECTING BAIL APPLICATIONS

Order 11: Rejecting Bail (Serious Offense, F.I.R. Stage)

- **Bail Appl. No.:** 133/2025 | **Case/FIR No.:** 200/2025 | **U/S:** 394/397/34 IPC
(Robbery with deadly weapon)

The offence alleged is S.397 IPC, punishable with imprisonment for life. Investigation is at a nascent stage, and the weapon is not recovered. Considering the gravity, the bail application is **rejected** at this stage.

Order 12: Rejecting Bail (Apprehension of Tampering)

- **Bail Appl. No.:** 134/2025 | **Case/FIR No.:** 12/2025 | **U/S:** 307/34 IPC

There is credible apprehension that the accused [Name Omitted] may threaten or tamper with the prosecution witnesses if released. The bail application is **rejected** to ensure a fair trial.

Order 13: Rejecting Bail (Accused is a Habitual Offender)

- **Bail Appl. No.:** 135/2025 | **Case/FIR No.:** 90/2025 | **U/S:** 379/411 IPC (Theft)

The criminal antecedent report shows the accused [Name Omitted] is involved in four similar cases. Likelihood of the offence being repeated. The bail application is **rejected**.

Order 14: Rejecting Bail (Fleeing Justice History)

- **Bail Appl. No.:** 136/2025 | **Case/FIR No.:** 50/2024 | **U/S:** 420 IPC

It is a matter of record that the accused had previously jumped bail. The possibility of the accused fleeing from justice is high. The bail application is **rejected**.

Order 15: Rejecting Bail (Investigation Needs Further Custody)

- **Bail Appl. No.:** 137/2025 | **Case/FIR No.:** 15/2025 | **U/S:** 302/34 IPC

Custody of the accused [Name Omitted] is necessary for conducting an effective investigation and apprehending the main co-accused who is still at large. The bail application is **rejected** at this stage.

Order 16: Rejecting Bail (Only on Ground of Gravity)

- **Bail Appl. No.:** 138/2025 | **Case/FIR No.:** 1/2025 | **U/S:** 304/34 IPC

(Culpable Homicide) Perused the P.M. report. The act of the accused led directly to the death of the victim. In view of the prima facie material and the severe gravity of the offence, the bail application is **rejected**.

Order 17: Rejecting Bail (Second Application, No Change in Circumstances)

- **Bail Appl. No.:** 139/2025 | **Case/FIR No.:** 70/2024 | **U/S:** 409/420 IPC

This is the second bail application. No substantial change in facts or circumstances since the rejection of the previous application was shown. The bail application is **rejected**.

Order 18: Rejecting Bail (Lack of Jurisdiction)

- **Bail Appl. No.:** 140/2025 | **Case/FIR No.:** 2/2025 | **U/S:** 302 IPC

The offence under S.302 IPC is exclusively triable by the Court of Session. This Court (SDJM) lacks jurisdiction to entertain the regular bail application. The bail application is **dismissed** for lack of jurisdiction.

Order 19: Rejecting Bail (On Complaint of Victim's Family)

- **Bail Appl. No.:** 141/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 354/34 IPC

The Ld. Counsel for the victim opposed the bail, citing specific threats from the accused. The Court notes the fear expressed by the victim and the possibility of further intimidation. The bail application is **rejected**.

Order 20: Rejecting Bail (Pending Verification of Documents)

- **Bail Appl. No.:** 142/2025 | **Case/FIR No.:** 120/2025 | **U/S:** 406/420 IPC

The investigation is ongoing concerning the verification of fraudulent documents. Releasing the accused at this critical stage may hamper the investigation. Bail is **rejected**.

□ PART III: ANCILLARY ORDERS ON BAIL APPLICATIONS

Order 21: Calling for Case Diary (First Hearing)

- **Bail Appl. No.:** 143/2025 | **Case/FIR No.:** 33/2025 | **U/S:** 326/34 IPC

Issue notice to the Ld. A.P.P. Let the I.O. be directed to produce the **Case Diary** and **Injury Certificate** on the next date. Put up on 01.12.2025.

Order 22: Calling for P.M. Report (Homicide Cases)

- **Bail Appl. No.:** 144/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 304-B IPC (Dowry Death)

The I.O. is specifically directed to produce the **Post-Mortem Report** and **FSL Report** (if available) on the next date. Put up on 03.12.2025.

Order 23: Calling for Criminal Antecedent Report

- **Bail Appl. No.:** 145/2025 | **Case/FIR No.:** 50/2025 | **U/S:** 457/380 IPC

The I.O. is directed to file a specific and detailed **Criminal Antecedent Report** of the accused [Name Omitted] on the next date. List on 05.12.2025.

Order 24: Admitting Complainant's Counsel/Victim's Participation

- **Bail Appl. No.:** 146/2025 | **Case/FIR No.:** 12/2025 | **U/S:** 354/509 IPC

Ld. Counsel [Name Omitted] appears for the Complainant/Victim and is **allowed to assist the Ld. A.P.P.** The I.O. shall supply a copy of the bail application to the victim's counsel. Put up for hearing on 07.12.2025.

Order 25: Granting Time to Defence Counsel

- **Bail Appl. No.:** 147/2025 | **Case/FIR No.:** 40/2025 | **U/S:** 448/323 IPC

Ld. Counsel for the accused prayed for time to argue after receiving the C.D. In the interest of justice, prayer is **allowed**. Put up for arguments on 09.12.2025.

Order 26: Verification of Medical Documents

- **Bail Appl. No.:** 148/2025 | **Case/FIR No.:** 100/2024 | **U/S:** 498-A/306 IPC

The I.O. is directed to **verify the authenticity of the medical documents** (Hospital: [Name Omitted]) regarding the wife's condition and file a detailed report. Put up on 11.12.2025.

Order 27: Production of Accused from J.C.

- **Bail Appl. No.:** 149/2025 | **Case/FIR No.:** 15/2025 | **U/S:** 376/34 IPC

Issue **Production Warrant** to the Superintendent, Jails (Malkangiri), for the production of the accused [Name Omitted] on the next date of hearing. Put up on 15.12.2025.

Order 28: Allowing Withdrawal of Bail Application

- **Bail Appl. No.:** 150/2025 | **Case/FIR No.:** 20/2025 | **U/S:** 323/34 IPC

Ld. Counsel prays to **withdraw** the present bail application as the matter is likely to be compromised. The application is dismissed as withdrawn with liberty to file a fresh one if the compromise fails.

Order 29: Disposal of Bail Bonds (After Acquittal)

- **Bail Appl. No.:** 151/2025 | **Case/FIR No.:** 10/2020 | **U/S:** 420 IPC

The accused [Name Omitted] has been acquitted. The Personal Bond and Surety Bond stand **discharged**. Cash security, if any, shall be refunded after proper verification.

Order 30: Fixing Date for Argument on Maintainability

- **Bail Appl. No.:** 152/2025 | **Case/FIR No.:** 40/2025 | **U/S:** 302/34 IPC

The offence is triable by the Court of Session. Let arguments be heard on the **maintainability** of the bail application before this Court (S.D.J.M.). Put up on 19.12.2025.

□ PART IV: REMAND, POLICE CUSTODY, AND TRANSIT ORDERS

Order 31: Sending Accused to Judicial Custody (First Production)

- **Remand Appl. No.:** 1/2025 | **Case/FIR No.:** 88/2025 | **U/S:** 379 IPC

The accused [Name Omitted] is produced after arrest. The accused is sent to **Judicial Custody** for a period of **14 days**. Put up on 04.12.2025.

Order 32: Extending Judicial Custody (Routine)

- **J.C. Extension Appl. No.:** 2/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 406/420 IPC

The J.C. of the accused [Name Omitted] is **extended for a further period of 14 day** till 05.12.2025. The I.O. is directed to submit a progress report.

Order 33: Granting Police Custody Remand (PCR)

- **PCR Appl. No.:** 3/2025 | **Case/FIR No.:** 101/2025 | **U/S:** 411/489-C IPC
(Counterfeit Currency)

Custody is essential for recovery of notes and identifying the printing source. The accused is remanded to **Police Custody** for **3 days** till 24.11.2025.

Order 34: Denying Police Custody Remand (PCR)

- **PCR Appl. No.:** 4/2025 | **Case/FIR No.:** 15/2025 | **U/S:** 323/34 IPC

The reasons stated for PCR (collection of a stick) are insufficient. The application for Police Custody Remand is **rejected**. The accused is sent to J.C.

Order 35: Granting Transit Remand to Other State

- **Transit Remand Appl. No.:** 5/2025 | **Case/FIR No.:** 5/2025 (P.S.: [State Omitted]) | **U/S:**
420/406 IPC

Transit Remand is granted for a period of **4 days** to produce the accused [Name Omitted] before the Ld. Court having jurisdiction in [State Omitted].

Order 36: Granting Transit Remand (Only to State)

- **Transit Remand Appl. No.:** 6/2025 | **Case/FIR No.:** 10/2025 (Malkangiri P.S.) | **U/S:** 395 IPC

Transit Remand is granted for a period of **3 days** to produce the accused [Name Omitted] before the Ld. S.D.J.M. Malkangiri.

Order 37: Medical Examination During Remand

- **Remand Appl. No.:** 7/2025 | **Case/FIR No.:** 99/2025 | **U/S:** 307 IPC

The Superintendent of Jails is directed to ensure the accused is immediately examined by the **Chief Medical Officer, Malkangiri District Hospital** and a detailed medical report is submitted.

Order 38: Handing Over Seized Property (Simple Case)

- **Case Property Appl. No.:** 8/2025 | **Case/FIR No.:** 20/2025 | **U/S:** 379 IPC (Theft of Bicycle)

The bicycle is **released** to the complainant on furnishing a surety bond of Rs. 5,000/- and an undertaking to produce the property whenever required.

Order 39: Rejecting Release of Seized Property (Evidence Value)

- **Case Property Appl. No.:** 9/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 307 IPC (Weapon)

As the property is the **weapon of offence** and is needed for FSL and trial, its release at this stage will frustrate the prosecution. The application is **rejected**.

Order 40: J.C. of Multiple Accused (Proforma)

- **Remand Appl. No.:** 10/2025 | **Case/FIR No.:** 200/2025 | **U/S:** 147/148/323 IPC Accused [Name 1 Omitted] and [Name 2 Omitted] are produced. Both accused are sent to **Judicial Custody** till 04.12.2025.

□ PART V: ORDERS CONCERNING SURETY AND RELEASE

Order 41: Accepting Bail Bonds and Sureties

- **Surety Verification No.:** 11/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 323/34 IPC

The sureties are solvent and identifiable. The bonds are **[BLUE: accepted]**. Issue **Warrant of Release** forthwith.

Order 42: Rejecting Surety (Lack of Solvency/Verification)

- **Surety Verification No.:** 12/2025 | **Case/FIR No.:** 50/2025 | **U/S:** 379 IPC

The I.O.'s report states the proposed surety is not a local resident and solvency is not verifiable. The surety is **rejected**. Accused is granted 7 days to furnish a fresh surety.

Order 43: Releasing Accused on Personal Bond (Inability to furnish Surety)

- **Application No.:** 13/2025 | **Case/FIR No.:** 100/2025 | **U/S:** 160 IPC (Affray)

The accused is in J.C. for a bailable offence and is unable to furnish surety due to poverty. The accused is released on his **Personal Recognizance (P.R.) Bond of Rs. 500/-**.

Order 44: Granting Time to Furnish Sureties (Routine)

- **Bail Appl. No.:** 153/2025 | **Case/FIR No.:** 120/2025 | **U/S:** 448/323 IPC

Ld. Counsel prays for time to furnish the necessary bonds. **Time is granted** till 28.11.2025 to comply.

Order 45: Issuing Warrant of Arrest (Failure to Appear After Bail)

- **Misc. Case No.:** 14/2025 | **Case/FIR No.:** 5/2024 | **U/S:** 326 IPC

The accused is absent without valid ground. The bail bond stands **forfeited**. Issue **Warrant of Arrest** against the accused. Issue Show Cause Notice to the surety.

Order 46: Granting Bail for Non-Bailable Warrant (NBW) Cancellation

- **Application No.:** 15/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 448/323 IPC

The NBW issued against the accused [Name Omitted] is **[BLUE: cancelled]** upon surrender. The accused is released on bail on execution of a fresh P.R. Bond of Rs. 5,000/-.

Order 47: Allowing Substitution of Surety

- **Application No.:** 16/2025 | **Case/FIR No.:** 20/2025 | **U/S:** 420 IPC

The previous surety bond is **[BLUE: discharged]** and the new surety bond is **accepted** after due verification.

Order 48: Directing Release After Expiry of Half Sentence (S.436A)

- **Application No.:** 17/2025 | **Case/FIR No.:** 5/2023 | **U/S:** 326 IPC (Max 10 years)

The accused has undergone **five years** of custody (half the maximum sentence). The accused is directed to be released on a P.R. Bond of Rs. 10,000/- under S.436A Cr.P.C.

Order 49: Notice on Cancellation of Bail Application

- **Application No.:** 18/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 376/34 IPC

Issue **notice** to the accused [Name Omitted] to file a reply and show cause as to why the bail should not be cancelled for violation of conditions.

Order 50: Rejecting Cancellation of Bail (Allegation Not Proved)

- **Application No.:** 19/2025 | **Case/FIR No.:** 15/2025 | **U/S:** 448/323 IPC

The material produced by the State does not sufficiently prove the violation of the bail condition. The application for cancellation of bail is **rejected**.

PART VI: MISCELLANEOUS MAGISTERIAL ORDERS

Order 51: Bailable Warrant (Accused Not Appearing in Complaint Case)

- **Case No.:** 1/2025 (Complaint) | **U/S:** 323/504 IPC

The accused [Name Omitted] failed to appear. Issue **Bailable Warrant** of arrest for Rs. 500/-, returnable on 10.12.2025.

Order 52: Non-Bailable Warrant (Accused Absconding in G.R. Case)

- **G.R. Case No.:** 10/2024 | **U/S:** 379/411 IPC

The accused is absconding. Issue **Non-Bailable Warrant (NBW)** of arrest, returnable on 01.01.2026.

Order 53: Issuance of Proclamation (Cr.P.C. S.82)

- **G.R. Case No.:** 5/2023 | **U/S:** 307/34 IPC

NBW returned unexecuted. The process under Cr.P.C. S.82 is **issued**. The accused is proclaimed to appear within 30 days.

Order 54: Granting Permission for Scientific Test (Polygraph)

- **Application No.:** 20/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 420/468 IPC

The accused [Name Omitted] has given his **consent**. The I.O. is allowed to take the accused for the Polygraph Test at the FSL Lab (Bhubaneswar) on 25.11.2025.

Order 55: Test Identification Parade (T.I.P.)

- **Application No.:** 21/2025 | **Case/FIR No.:** 200/2025 | **U/S:** 394/397 IPC

The I.O. is directed to produce the accused before the **Ld. Executive Magistrate, Malkangiri**, on 26.11.2025 for the purpose of T.I.P.

Order 56: Accepting Final Report (FR)

G.R. Case No.: 5/2025 | **U/S:** 323/34 IPC

The Final Report (FR) stating the offence is not proved is **accepted**. The case is closed.

Order 57: Rejecting Final Report (Protest Petition Filed)

- **G.R. Case No.:** 10/2025 | **U/S:** 324/34 IPC

The informant files a **Protest Petition**. The FR is **rejected**. Let the Protest Petition be treated as a Complaint.

Order 58: Compromise/Compounding of Offence (S.320 Cr.P.C.)

- **G.R. Case No.:** 15/2025 | **U/S:** 323/34 IPC (Compoundable)

The offence under S.323 IPC is **compounded**. The accused is **acquitted**.

Order 59: Recording Statement under S.164 Cr.P.C.

- **Application No.:** 22/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 376/506 IPC

The I.O. is directed to produce the victim/witness before the **Ld. Judicial Magistrate First Class (J.M.F.C.), Malkangiri**, for recording of the S.164 Cr.P.C. statement.

Order 60: Bailing Co-Accused (Role Differentiated)

- **Bail Appl. No.:** 160/2025 | **Case/FIR No.:** 70/2025 | **U/S:** 380/34 IPC

Differentiating the role (no recovery from co-accused), the co-accused is granted bail on furnishing a **bail bond of Rs. 8,000/- with one solvent surety.**

⚡ **ADDITIONAL SAMPLES (Orders 61-70)**

Order 61: Calling for FSL Report (Narcotics/Contraband)

- **Bail Appl. No.:** 161/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 20(b)(ii)(A) NDPS Act

The **chemical examination report (FSL)** is awaited. The bail application is adjourned.

Order 62: Denying Bail for Defective Application

- **Bail Appl. No.:** 162/2025 | **Case/FIR No.:** 50/2025 | **U/S:** 447/323 IPC

The bail application is **defective** (missing documents). The application is returned for defects to be removed.

Order 63: Medical Examination of Accused (Age Proof)

- **Bail Appl. No.:** 163/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 376 IPC

The I.O. is directed to take the accused to the **District Medical Board** for age-determination tests.

Order 64: Granting Bail (Accused in custody for 90 days - S.167(2))

- **Bail Appl. No.:** 164/2025 | **Case/FIR No.:** 20/2025 | **U/S:** 304 IPC

The accused has completed 90 days in J.C. and the Charge-Sheet has not been filed. The accused is released on **default bail.**

Order 65: Adjourning Hearing (Counsel Request)

- **Bail Appl. No.:** 165/2025 | **Case/FIR No.:** 40/2025 | **U/S:** 420 IPC

At the request of the Ld. Counsel, the matter is **adjourned** to 29.11.2025. No further adjournment.

Order 66: Release of Passport (Temporary)

- **Application No.:** 23/2025 | **Case/FIR No.:** 50/2025 | **U/S:** 420 IPC

The Passport is **temporarily released** for an official visit, conditioned upon return by 01.01.2026.

Order 67: Issuance of Summons to Complainant/Witness

- **G.R. Case No.:** 10/2025 | **U/S:** 323/34 IPC

Issue **Summons** to the Complainant [Name Omitted] through the I.O. and Registered Post.

Order 68: Directing Return of Case Diary (File Transferred)

- **Bail Appl. No.:** 168/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 302 IPC

The case is committed. The I.O. is directed to **return the original Case Diary** to the Police Station.

Order 69: Accused's Request for Legal Aid

- **Remand Appl. No.:** 11/2025 | **Case/FIR No.:** 5/2025 | **U/S:** 379 IPC

The **DLSA, Malkangiri** is requested to assign a **Legal Aid Counsel** to the accused forthwith.

Order 70: Granting Bail (Strict Condition, Reporting to P.S.)

- **Bail Appl. No.:** 170/2025 | **Case/FIR No.:** 10/2025 | **U/S:** 498-A/406 IPC

Bail is granted with the condition that the accused shall **report to the concerned Police Station (Balimela)]** every Monday between 10:00 AM and 12:00 PM until the filing of the Charge-Sheet.
