

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.187 OF 2022

Pintu @ Mahendra Moharana

....

Petitioner

Aditi Hota, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr.D.R. Parida, ASC.,

CORAM:

MR. JUSTICE D.DASH

ORDER

01.02.2022

Order No.

- 01.
1. This matter is taken up by Video Conferencing Mode.
 2. The Petitioner being in custody in connection with Colliery P.S. Case No.555 of 2021 corresponding to G.R. Case No.2417 of 2021 on the file of learned S.D.J.M., Talcher running for commission of offence under section -120-B/420/468/471 of the IPC read with section 12 of the Orissa Mines and Minerals (Prevention of Theft & Smuggling Activities) Act, 1989, has filed this application under section 439 of the Cr.P.C. for hisr release on bail.
 3. Heard learned counsel for the Petitioner and learned Counsel for the State.
 4. Taking into account the submissions made; further keeping in view the materials on record as those stand against the Petitioners with other surrounding circumstances including the period of detention of the Petitioner in custody and on going through the order passed by the learned Addl. Sessions Judge

and in the absence of any such impediment; while being inclined to grant bail to the Petitioner in the aforesaid case; it is directed that the Petitioner be released on bail on such terms and conditions as deemed just and proper by the Court in seisin of the case with further conditions that:-

1. he will appear in person before the Court in seisin of the case on each date of posting of the case without fail; and
2. will not indulge himself in commission of similar type of activity.

Violation of the any of the condition(s) shall entail cancellation of bail.

5. The BLAPL is accordingly disposed of.
6. As the restrictions due to resurgence of COVID-19 situation are continuing, learned Counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned Advocate, in the manner prescribed vide Court's Notice No.4587 dated 25th March, 2020 as modified by Court's Notice No.4798 dated 15th April, 2021 and Court's Office order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

**(D.Dash),
Judge.**