

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 621 of 2022

Jhadeswar Giri

....

Petitioner

Mr.Jajati Keshari Khuntia, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr.P.K.Pattnaik, AGA.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

02.02.2022

Order No.

1.

1. This matter is taken up through Video Conferencing mode.

2. This is an application under Section 439 of the Code of Criminal Procedure filed by the Petitioner for bail in connection with Basta P.S. Case No.230 of 2021, corresponding to C.T. Case No.519 of 2021, pending in the Court of the learned J.M.F.C., Basta for alleged commission of offences under Sections 498-A/ 323 /294 / 304-B /302 /34 of the Indian Penal Code read with Section 4 of the Dowry Prohibition Act.

3. Upon consideration of the submissions made by the respective parties as well as on perusal of the records and on consideration of the peculiar facts and circumstances of the case and considering the fact that the petitioner, who is the father-in-law of the deceased, aged about 62 years is in jail custody since 27.10.2021 and that other co-accused persons have already been released on bail by order of this Court dated 20.01.2022 passed in BLAPL No.10293 of 2021 and that the contents of the F.I.R. filed by the informant is omnibus in nature,

I am inclined to release the Petitioner on bail in the above case, on furnishing a bail bond of Rs.50,000/- (Rupees Fifty thousand) with one local solvent surety for the like amount to the satisfaction of the learned court in seisin over the matter subject to condition that the Petitioner shall not tamper with the prosecution witness or threat to the witnesses whatsoever, while on bail. Further, it is open to the court in seisin over the matter to impose any additional condition (s), if situation so warrants.

4. The BLAPL is accordingly disposed of.

5. As the restrictions due to resurgence of COVID -19 situation are continuing, learned counsel for the parties may utilize a print out 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, 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.

(**A.K. Mohapatra**)
Judge