

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.1038 of 2022

P. Siba Patra

....

Petitioner

Mr. S. K.Jena
Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S.K.Mishra
Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

21.7.2022.

Order No.

02.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State.
3. The Petitioner is in custody since 2nd January, 2022 in connection with Khallikote P.S. Case No.783/2021 corresponding to G.R. Case No.2/2022 pending in the court of learned J.M.F.C., Khallikote for the alleged commission of the offence under Sections 376(2)(n)/452/506 of I.P.C.

4. It is alleged that the Petitioner committed forcible intercourse on the victim against her will, but her statement recorded under Section 161 of Cr.P.C. speaks otherwise.

5. Considering the submissions made, the materials on record, the period of detention in custody and the statement of the victim recorded under Section 161 of Cr.P.C., I am inclined to allow the prayer for bail.

6. Let the Petitioner be released on bail on such terms and conditions as may be imposed by the court in seisin over the matter in the aforesaid case including the condition that he shall appear before the court below on each date of posting of the case without fail.

7. The BLAPL is disposed of.

8. Urgent certified copy of this order be granted on proper application.

AKB

(Sashikanta Mishra)
Judge