

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.4901 of 2022

Sonu Kumar Jena

....

Petitioner

Mr. S.R. Rout, Advocate

-versus-

State of Odisha

....

Opposite Party

Ms. Samapika Mishra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

17.06.2022

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioner as well as leaned counsel for the State. Perused the F.I.R., Case Diary and other relevant documents.
3. This is an application under Section 439 of the Criminal Procedure Code.
4. The petitioner is an accused in C.T. Case No.57 of 2022 corresponding to Laikera P.S. Case No.08 of 2022 pending in the court of learned S.D.J.M., Jharsuguda for commission of offence punishable under Sections 379/511/120-B/34, I.P.C. read with Sections 3 and 4 of Explosive Substances Act, Sections 3 and 4 of the P.D.P.P. Act and Section 15(2)/15(4)/16 of the PMLA Act, 2011.
5. It is alleged that 80.250 liters adulterated liquor has been

seized from the possession of the present petitioner.

6. It is submitted by learned counsel for the petitioner that the F.I.R. has been lodged against unknown persons and the petitioner has been falsely implicated in this case and he is in custody since 07.04.2022. Further, it is submitted by learned counsel for the petitioner that another co-accused has already been released on bail by this Court in BLAPL No.2477 of 2022 by order dated 04.04.2022.

7. Learned counsel for the State vehemently opposes the prayer for bail of the petitioner.

8. Having heard learned counsel for the parties and considering the period of detention of the petitioner, it is directed that let the petitioner be released on bail by furnishing a bail bond of Rs.30,000/- (rupees thirty thousand) with one local solvent surety for the like amount to satisfaction of the learned court in seisin over the matter subject to conditions that :-

- I. The petitioner shall not be involved in any offence of similar nature;
- II. he shall not tamper with the prosecution evidence or try to threaten or influence the witnesses or the informant or his family members in any manner whatsoever; and
- III. he shall not make any default in attending the court during trial on each date.

Violation of any of the terms and conditions shall entail cancellation of bail.

9. It is open for the court in seisin over the matter to impose other conditions as may be deemed just and proper.

10. The Bail Application is accordingly disposed of.

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

(A.K. Mohapatra)
Vacation Judge

Jagabandhu

