

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 6734 of 2022

Bharat Chandra Malik

....

Petitioner

Mr. S.P. Barik, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. A. Pradhan, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
09.09.2022

Order No.

02.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned counsel for the State.
3. The petitioner is an accused in Special G.R. Case No.35 of 2022, pending in the file of learned A.D.J.-cum-Special Court under POCSO Act, arising out of Nemalo P.S. Case No.43 of 2022, offence under Sections 376(2)(n) of IPC and 6 of the POCSO Act.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Additional Sessions Judge-cum-Special Court under POCSO Act, Cuttack by order dated 12.07.2022 in the aforementioned case, the present BLAPL has been filed.
5. Perused the 164 Cr.P.C. statement of the victim.
6. Considering the tenor thereof and taking into account that the petitioner is custody since 23.03.2022 and filing of charge sheet

in the meanwhile, this Court directs the petitioner to be released on bail on such terms to be fixed by the learned Court in seisin over the matter.

7. Accordingly, the BLAPL stands disposed of.
8. Urgent certified copy of this order be granted as per rule.

(V. NARASINGH)
Judge

Santoshi

