

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.6817 of 2022

***Kamalakanta @ Kamal Kumar
Pramanik***

Petitioner

Mr.Pravash Chandra Jena, Advocate

-versus-

State of Odisha

Opposite Party

Mr. P.K. Maharaj, ASC

CORAM: JUSTICE V. NARASINGH

**ORDER
26.09.2022**

Order No.

03.

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 Case No.113 of 2022 pending in the file of learned Additional District Judge-cum-Special Judge, Balasore (POCSO), arising out of Singla P.S. Case No.90 of 2022, offence under Sections 363/ 365/ 366/ 376(2)(n)/ 376(3)/34 IPC and under Section 6 of the POCSO Act and is in custody since 21.05.2022.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Additional District Judge-cum-Special Judge, Balasore by order dated 22.06.2022 in the aforementioned case, the present BLAPL has been filed.
5. Learned counsel for the State, on instruction, submits that the notice has been served on the Informant/Victim on 14.09.2022.

There is no appearance of the Informant/Victim, when the matter is called.

6. Perused the statement of the victim recorded under Section 164 Cr.P.C.

7. Considering the tenor thereof and filing of charge sheet and the Petitioner is in custody since 21.05.2022, 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 and ensure his present on each date of trial.

8. Accordingly, the BLAPL stands disposed of.

9. Urgent certified copy of this order be granted as per rule.

PKS

