

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**BLAPL No. 7978 of 2022**

***Dinesh Das***

....

***Petitioner***

Mr. U. Barik, Advocate

*-versus-*

***State of Orissa***

....

***Opposite Party***

Mr. A. Pradhan, ASC

**CORAM: JUSTICE V. NARASINGH**

**ORDER**  
**06.09.2022**

**Order No.**

**01.**

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 accused in Koksara P.S. Case No.106 of 2022 corresponding to C.T. Case No.122 of 2022, pending in the file of learned J.M.F.C., Koksara, for alleged commission of offences under Section 399/402 of IPC.
4. Being aggrieved by the Rejection of his application for bail U/s.439 Cr.P.C. by the learned Additional Sessions Judge, Dharamgarh, by order dated 19.07.2022 in the aforementioned case, the present BLAPL has been filed.
5. Perused the order of rejection.
6. It is submitted by learned counsel for the petitioner that co-accused similarly circumstanced have been allowed to be released on bail by order dated 23.08.2022 in BLAPL No.7231 of 2022, hence release is sought for inter alia on the ground of parity.

7. Learned counsel for the State on the basis of the order of rejection submits that the petitioner is not similarly circumstanced inasmuch as there has been recovery from the present petitioner and also submits that the petitioner has criminal antecedent.

8. Considering the nature of allegations and release of the co-accused, this Court directs the petitioner to be released on bail on such terms to be fixed by the Court in seisin over the matter.

9. Additionally it is directed that the petitioner shall appear before the jurisdictional police station once in a week till conclusion of trial.

10. Accordingly, the BLAPL stands disposed of.

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

*Ayesha*

