

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 8593 of 2021

Niranjan Rana

.... **Petitioner**
Mr. S.C. Mohapatra, Adv.

- Versus -

State of Odisha

.... **Opp.Party**
Mr. P. Tripathy, Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

11.08.2022

Order No.
09.

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. As per certified copy of the order dated 09.08.2022 passed by the court below filed in Court today, the petitioner has surrendered to custody on 09.08.2022 after expiry of the period of interim bail.
4. The petitioner is in custody since 26.07.2021 having been remanded in connection with Sahidnagar P.S. Case No.281 of 2021 corresponding to C.T. Case No.3892 of 2021 pending in the Court of learned S.D.J.M., Bhubaneswar for the alleged commission of offence under Sections 465/420 of IPC.
5. It is alleged that the petitioner committed fraud by selling a plot to the informant who, being influenced by him, paid a sum of Rs.6,30,000/- for such transfer. Accordingly, sale deed was executed. Thereafter when the informant applied for mutation, the same was rejected because of non-availability of plot corresponding to said plot number. On such allegation, the informant lodged the FIR.

6. It is submitted by Mr. S. Mohapatra, learned counsel for the petitioner that the allegations are false and baseless and in any event, the petitioner has already deposited a sum of Rs.6,30,000/- as directed by this Court in the shape of fixed deposit in the court below.

7. I have considered the submissions as also the materials on record. Charge sheet has already been submitted. The petitioner has been in custody since 26.07.2021. It would suffice to note that the petitioner by depositing a sum of Rs.6,30,000/- in the court below has proved his bonafides. I therefore, find no reason to detain the petitioner in custody any longer. The bail application is therefore allowed.

8. Let the petitioner be released on bail on such terms and conditions as the court in seisin over the matter may deem fit and proper to impose including the condition that he shall personally appear before the trial court on each date of posting of the case.

9. BLAPL is accordingly disposed of.

10. Issue urgent certified copy as per rules.

(Sashikanta Mishra)
Judge