

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.9668 of 2022

Susanta Das

....

Petitioner

Mr. T.K. Acharya, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. K.K. Gaya, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

15.11.2022

Order No.

04.

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 G.R. Case No.1271 of 2021 pending on the file of learned J.M.F.C., Khallikote, arising out of Kodala P.S. Case No.492 of 2021, for commission of offence under Sections 376(2)(n)/323 IPC.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Addl. Sessions Judge, Khallikote by order dated 19.09.2022 in the aforementioned case, the present BLAPL has been filed.
5. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 02.09.2022 and since the investigation has progressed substantially, his further continuance in custody is unwarranted.

6. Learned counsel for the State opposes the prayer for bail.
7. Perused the statement of the victim recorded under Section 164 Cr.P.C.
8. Considering the tenor thereof, 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.
9. Additionally, it is directed that the Petitioner shall appear before the jurisdictional police station of the learned Court in seisin once every week till submission of final form.
10. The BLAPL thus stands disposed of.
11. Urgent certified copy of this order be granted as per rules.

PKS



(V. NARASINGH)
Judge