

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.9774 of 2021

Sovakar Mohanta @ Sana

....

Petitioner

Mr. Bibhu Prasad Mohanty, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. Gajendranath Rout, Additional Standing Counsel

CORAM:

SHRI JUSTICE B. P. ROUTRAY

ORDER

18.01.2022

Order No.

- 01.
1. The matter is taken up through video conferencing mode.
 2. Heard Mr. B.P. Mohanty, learned counsel for the Petitioner and Mr. G. Rout, learned Additional Standing Counsel.
 3. This is an application under Section 439 Cr.P.C. for grant of bail to the Petitioner Sovakar Mohanta @ Sana in connection with Morada P.S. Case No.127 of 2021 corresponding to S.T. Case No.224 of 2021 (C.T. Case No.1389 of 2021) pending in the court of learned 1st Additional Sessions Judge, Baripada for alleged commission of offence under Sections 341/294/302/34 of the Indian Penal Code.
 4. It is submitted that the Petitioner is inside custody since 11th June, 2021 and in the meantime investigation has been completed. It is further submitted that no specific overt act has been alleged against the present Petitioner except his presence at the spot.
 5. Upon hearing Mr. Rout, learned Additional Standing Counsel and considering the statement of the eye-witnesses, namely Raghunath Mahanta and the circumstances of the case, it is directed to

release the present Petitioner on bail in the aforesaid case on such terms and conditions to be fixed by the learned court in seisin over the matter including the condition that, the Petitioner shall not dissuade any witness directly or indirectly by way of inducement, threat or promise acquainted with the facts of the case from disclosing such facts before the Court or tamper with the evidence.

6. The BLAPL is accordingly disposed of.

7. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, in the manner prescribed vide Court's Notice No.514 dated 7th January, 2022.

(B.P. Routray)
Judge

M.K.Panda

