

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 10862 of 2022

Ghanashyam Bhainsal

....

Petitioner

Mr. D. Dash, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. K.K. Gaya, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
29.11.2022

Order No.

01.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
3. The petitioner is an accused in connection with C.T. Case No.154 of 2022, pending before the learned S.D.J.M., Dharamgarh, arising out of Dharamgarh P.S. Case No.62 of 2022, for alleged commission of offences under Sections 363/376(2)(n) 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 31.10.2022 in the aforementioned case, the present BLAPL has been filed.
5. It is submitted by the learned counsel that the petitioner is in custody since 08.09.2022 and since charge-sheet has already been filed on 05.11.2022, further continuance of the petitioner in custody is unwarranted.

6. Learned counsel for the State opposes the prayer for bail.
7. Perused the 164 Cr.P.C. statement of the victim.
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. Accordingly, the BLAPL stands disposed of.
10. Urgent certified copy of this order be granted as per rule.

Ayesha

(V. NARASINGH)
Judge

