

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.9797 of 2021

Bubu @ Sutanu Bhusan Swain

....

Petitioner

Mr. Bidyalok Mohapatra, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.K. Mohanty, 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. Mohapatra, learned counsel for the Petitioner and Mr. P.K. Mohanty, learned Additional Standing Counsel.
 3. This is an application under Section 439 Cr.P.C. for grant of bail to the Petitioner Bubu @ Sutanu Bhusan Swain in connection with Colliery P.S. Case No.426 of 2021 corresponding to G.R. Case No.1831 of 2021 pending in the court of learned S.D.J.M., Talcher for alleged commission of offence under Sections 379/120-B/411/413 of the Indian Penal Code read with Section 12 of OMPTS Act.
 4. It is submitted that the Petitioner is inside custody since 23rd October, 2021 and in the meantime investigation has been completed.
 5. Mr. Mohanty, learned Additional Standing Counsel submits that this Petitioner has 14 numbers of criminal antecedents as reflected in the rejection order.

6. Upon hearing both parties and considering the period of detention of the Petitioner inside custody and the offences alleged as well as the fact of completion of investigation, 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 be involved in any other offence while on bail and shall appear before the I.I.C. Colliery P.S. once in each week till completion of trial.

7. It is made clear that violation of any such conditions fixed by this Court or by the Court below shall entail cancellation of bail and the trial court shall be competent to decide the question of cancellation of bail in the event such occasion arises.

8. The BLAPL is accordingly disposed of.

9. 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