

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.9912 OF 2021

Md. Akbal Hussain

.... ***Petitioner***
Mr. J.N. Panda, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr. S.K. Nayak, AGA.

CORAM:
MR. JUSTICE D.DASH

ORDER
19.01.2022

Order No.

01. 1. This matter is taken up by video conferencing mode.
2. The Petitioner being in custody in connection with Kesinga P.S. Case No.149 of 2021 corresponding to C.T. Case No.144 of 2021 on the file of learned J.M.F.C., Kesinga running for alleged commission of offence under section 457/380 of the IPC, has filed this application under section 439 of the Cr.P.C. for his release on bail.
3. Heard learned counsel for the Petitioner and learned counsel for the State.
4. Taking into account the submissions made; further keeping in view the materials on records as those stand against the Petitioner with other surrounding circumstances including the period of detention of the Petitioner in custody and on going through the order passed by the learned Sessions Judge; in the absence of any such impediment; it is directed that the Petitioner be released on bail in

the aforesaid case on such terms and conditions as deemed just and proper by the Court is seisin of the case with further conditions that:-

1. he will not indulge himself in commission of similar type of offences; and
2. will appear in person before the Court in seisin of the case on each and every date of posting of the case till conclusion of the trial.

Violation of any of the condition(s) shall entail cancellation of bail.

5. The BLAPL is accordingly disposed of.

6. 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, subject to attestation by the concerned Advocate, in the manner prescribed vide Court's Notice No.4587 dated 25th March, 2020 as modified by Court's Notice No.4798 dated 15th April, 2021 and Court's Office order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

**(D. Dash),
Judge.**

Narayan