

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No. 995 of 2022

Chagala Batta

....

Appellant

Mr. P.S. Nayak, Advocate

-Versus -

*State of Odisha &
Another*

.... *Respondents*

*Mr. P. Tripathy,
Additional Standing Counsel
Mr. S. Mohapatra,
Advocate for the informant*

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

21.12.2022

**Order No.
02.**

1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel for the Appellant, learned Additional Standing Counsel for the State and learned counsel for the informant.
3. The appellant is in custody since 05.11.2022 in connection with Jajpur Road P.S. Case No. 182 of 2021 corresponding to Spl. G.R. Case No. 29 of 2021 pending in the Court of learned Addl. Sessions Judge-cum-Special Judge, Jajpur for the alleged commission of the offence under Sections-302/34/120-B of the I.P.C read with Section-3(1)(r)(s)/ 3 (2)(v) of the SC & ST (POA) Act, 1989.
4. It is alleged that the deceased was stabbed by one Deepak Bata and the present petitioner instigated him. No other specific

overt act has been attributed to the petitioner. One of the co-accused namely Kunja Bata who stands on the same footing has been released on bail as per order passed by this Court in CRLA No. 358 of 2021.

5. Having regard to the above facts, I am inclined to allow the prayer for bail. Let the appellant be released on bail on such terms and conditions as the convicting Court may deem fit and proper to impose.

6. Accordingly, the CRLA is allowed.

7. Urgent certified copy of this order be granted as per rules.

(Sashikanta Mishra)
Judge

Balaram

