

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.10150 OF 2021

Patia @ Gunanidhi Mallik

....

Petitioners

Mr.P. K. Bhuyan, Advocate

-versus-

State of Odisha

....

Opposite Party

Miss. Samapika Mishra, ASC

Mr. A.K. Sahoo, Advocate (Informant)

CORAM:

MR. JUSTICE D.DASH

ORDER

20.01.2022

Order No.

- 01.
1. This matter is taken up by video conferencing mode.
 2. The Petitioners being in custody in connection with Kendrapara Town P.S. Case No.105 of 2019 corresponding to G.R. Case No.865 of 2019 on the file of learned S.D.J.M., Kendrapara running for commission of offence under section 457/376/323/506 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 Informant as also learned counsel for the State.
 4. Taking into account the submissions made; further keeping in view the materials on records including the statement of the victim with other surrounding circumstances as also 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 in seisin of the case with further condition that the Petitioner shall 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; and shall not threaten or terrorize the prosecution witnesses including the victim in any manner whatsoever.

5. The BLAPL is accordingly disposed of.

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.**

Himansu