

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.10296 OF 2021

Pradeep Kumar Sethy

....

Petitioner

Mr. M. Kanungo, Sr.Advocate

-versus-

State of Odisha

....

Opposite Party

Mr.A.K. Naik, Adv. (OPID).

CORAM:

MR. JUSTICE D.DASH

ORDER

04.05.2022

Order No.

03. 1. This matter is taken up by through hybrid arrangement (virtual/physical) mode.
2. This is the successive journey of the Petitioner, who is in custody in connection with B.N. Pur P.S. Case No.1600 of 2013 corresponding to G.R. case No.129 of 2013 pending on the file of learned Presiding Officer, Designated Court under OPID Act, Berhampur, Ganjam running for the alleged commission of offence under section-420/406/467/468/471/120-B of the IPC read with section-4/5/6 of the Prize Chits & Money Circulation Scheme Act and section-6 of Odisha Protection of Interest of Depositors (Finance Establishment) Act, 2011, in filing this application under section 439, Cr.P.C., for reconsideration of the prayer for grant of bail to the Petitioner.
3. Heard Mr. Milan Kanungo, learned Senior Counsel for the Petitioner and Mr. A.K. Nayak, learned Counsel for the State (OPID) cases.

4. Keeping in view the submissions made, the record being perused, it is seen that in total seven such cases had been instituted against the Petitioner way back in the year, 2013. By now in five such cases he has been granted bail (in two by the orders of the Hon'ble Apex Court whereas in the rest three cases, this Court has so directed). Pursuant to the same, the Petitioner however has not yet been released from custody for non-grant of bail in two other cases and this case is one out of those two.

5. Considering the submissions made and on going through the materials on record; further viewing the surrounding circumstances as aforesaid; while being inclined to reconsider the prayer for grant bail to the Petitioner in the aforesaid case, it is directed that the Petitioner be released on bail on such terms and conditions as would be deemed just and proper by the Court in seisin of the case.

It is needless to say that the Court while fixing the conditions would take care of the factors as to ensure the presence of the Petitioner in the Trial and in safeguarding the interest of the Victims.

6. The BLAPL is accordingly disposed of.

Issue urgent certified copy as per rules.

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

Narayan