

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.11711 of 2022

Goldy @ Steven Digal **Petitioner**

Mr. B.S. Dasparida, Advocate

-versus-

1. State of Odisha

2. Birasen Digal

.... **Opp. Parties**

*Mrs. Susamarani Sahoo,
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
20.12.2022**

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 439 of Cr.P.C. in connection with C.T. Case No.15 of 2022 arising out of Tikabali P.S. Case No.19 of 2022 pending in the Court of learned Additional Sessions Judge -cum-Special Judge (POCSO), Phulbani for offences punishable under sections 363/366/376(2)(n) of the Indian Penal Code and section 6 of the POCSO Act.

The prayer for bail of the petitioner was rejected by the learned Additional Sessions Judge -cum-Special Judge (POCSO), Phulbani vide order dated

11.11.2022.

Considering the submission made by the learned counsel for the petitioner that the petitioner is in judicial custody since 18.04.2022 and charge sheet has been submitted under sections 363/366/376(2)(n) of the Indian Penal Code and section 6 of the POCSO Act and after going through the 164 Cr.P.C. statement of the victim in which she has stated her love affairs with the petitioner and going to Kerala with the petitioner and staying with him in a rented house and on hearing the learned counsel for the State, I am inclined to release the petitioner on bail.

Let the petitioner be released on bail in the aforesaid case on furnishing a bail bond of Rs.50,000/- (rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the learned Court in seisin over the matter with further conditions as the learned Court may deem just and proper.

Accordingly, the BLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge