

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.10649 of 2021

Biswambar Naik

....

Petitioner

Mr. S.K.Mohanty
Advocate

-versus-

State of Odisha

....

Opposite Party

Mr.S.K.Mishra,
Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

22.02.2022.

Order No.

04.

1. This matter is taken up through hybrid mode.
2. Heard Mr. S.K.Mohanty, learned counsel for the Petitioner and Mr. S.K.Mishra, learned Addl. Standing Counsel for the State.
3. The Petitioner is in custody since 16th November, 2021 in connection with Daspalla P.S. Case No.195/2021 corresponding to G.R. Case No.317/2021 pending in the court of learned J.M.F.C., Daspalla for the alleged commission of the offence under Sections 304/34 I.P.C.

4. Considering the submissions made, the materials on record, the period of detention already undergone and the fact that the materials on record do not suggest any intention on the part of the Petitioner to kill the deceased, but at best it was an act of negligence, I am inclined to allow the prayer for bail.

5. Let the Petitioner be released on bail on such terms and conditions as may be imposed by the court in seisin over the matter in the aforesaid case including the condition that he shall appear before the trial court on each date of posting of the case without fail.

6. The BLAPL is disposed of.

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

AKB

(*Sashikanta Mishra*)
Judge