

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.10725 OF 2021

Sama Kabasi @ Kawasi & Another ***Petitioners***
Mr.J.K. Panda, Advocate

-versus-

State of Odisha ***Opposite Party***
Mr.K.K. Das, ASC

CORAM:
MR. JUSTICE D.DASH

ORDER
24.01.2022

Order No.

01. 1. This matter is taken up by video conferencing mode.
2. The Petitioners being in custody in connection with Mathili P.S. Case No.48 of 2018 corresponding to G.R. Case No.210 of 2018 on the file of learned S.D.J.M., Malkangiri running for commission of offence under section 147/148/302/120-B/149 of the IPC read with section 18/20/22 of the UAP Act and section 25 of the Arms Act, have filed this application under section 439 of the Cr.P.C. for their release on bail.
3. Heard learned counsel for the Petitioners and learned counsel for the State.
4. Taking into account the submissions made; further keeping in view the materials on records with other surrounding circumstances including the factum of grant of bail to the co-accused person similarly situated with the Petitioner as also the period of detention of the Petitioners in custody and on going

through the order passed by the learned Additional Sessions Judge; in the absence of any such impediment; it is directed that the Petitioners 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 Petitioners 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.

5. The BLAPL is accordingly disposed of.

Violation of any of the above condition(s) shall entail cancellation of bail.

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.**

Basu