

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**BLAPL No.12400 of 2022**

***Sahid Hussain***

....

***Petitioner***

*Mr. S.K. Jena, Advocate*

*-versus-*

***State of Odisha***

....

***Opposite Party***

*Mr. S.R. Roul, ASC*

**CORAM:  
JUSTICE G. SATAPATHY**

**ORDER  
21.12.2022**

**Order No.**

**01.**

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. This is an application U/S. 439 of Cr.P.C. by the petitioner for grant of bail in connection with G.R. Case No.220 of 2021 arising out of Larambha P.S. Case No.37 of 2021 pending in the file of learned S.D.J.M., Patnagarh for commission of offences punishable under Sections 457/380/411/413/34 of IPC, on the allegation of committing theft of some spare parts of vehicles by entering into the shop of the informant.
3. In the course of hearing of the bail application, Mr. S.K. Jena, learned counsel for the petitioner submits that the petitioner is languishing inside jail custody since 05.04.2022 and all the offences alleged against him, are not punishable with life or death and, the petitioner, therefore, may kindly be granted bail.
4. On the contrary, Mr. S.R. Roul, learned ASC strongly opposes the bail application of the petitioner.
5. Considering the rival submissions made, taking into consideration the nature and gravity of the accusations raised

against the petitioner as also the gravity of offences and keeping in view the other surrounding circumstance including the pre trial detention of the petitioner and regard being had to the punishment prescribed for the offences alleged, this Court admits the petitioner to bail.

6. Hence, the prayer for the bail of the petitioner stands allowed and the petitioner is allowed to go on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with one solvent surety for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper with further conditions that the petitioner shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with and that he shall not leave the jurisdiction of the trial Court without prior permission till disposal of the case and that the petitioner shall report attendance before the Jurisdictional Police Station once in a week preferably on Monday in between 12 Noon to 1 PM. for six(6) months. The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

It is clarified that the Court in seisin of the case will be at liberty to cancel the bail of the petitioner without further reference to this Court, if any of the above conditions are violated or a case for cancellation of bail is otherwise made out.

7. Accordingly, the BLAPL stands disposed of.

8. Issue urgent certified copy of the order as per Rules.

**(G. Satapathy)**  
**Judge**