

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.11245 of 2021

Ajay Kumar Sahoo and another ***Petitioners***

Mr. S.R. Mohapatra,
Advocate

-versus-

State of Odisha

.... ***Opposite Party***

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

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

28.02.2022.

Order No.

02.

1. This matter is taken up through virtual mode.
2. Heard Mr. S.R. Mohapatra, learned counsel for the Petitioners and Mr.S.K.Mishra, learned Addl. Standing Counsel for the State.
3. The Petitioners are in custody since 9th November, 2021 in connection with Jatni P.S. Case No.587/2021 corresponding to G.R. Case No.624/2021 pending in the court of learned J.M.F.C., Jatni for the alleged commission of the offence under Sections 294/323/302/506/34 of I.P.C.

4. Considering the submissions made, the materials on record, the period of detention already undergone and the fact that there does not appears to be any premeditation on the part of the Petitioner to kill the deceased which is further fortified by the opinion of the autopsy surgeon that the death of deceased was due to sudden cardiac arrest, I am inclined to allow the prayer for bail.

5. Let the Petitioners 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 they shall appear before the court below 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