

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.11247 of 2021

Dilu @ Deepak Kumar Sahoo

....

Petitioner

Mr. Deepak Ku. Das, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.C. Das, A.S.C. for State

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

27.01.2022

Order No.

01. 1. This matter is taken up through Video Conferencing mode.
2. Heard learned counsel for both the parties and perused the records.
3. This is an application under Section 439 Cr.P.C. filed by the Petitioner for bail in connection with Konark P.S. Case No.120 of 2021, corresponding to G.R. Case No.517 of 2021, pending in the court of learned J.M.F.C., Konark, for commission of alleged offences under Sections 392/34 I.P.C.
4. Learned counsel for the Petitioner submits that basing upon the evidence of co-accused person; police has implicated the present Petitioner in the case. It is further stated that Petitioner and the informant are belonging to the same locality and as they are not in good terms, the present case has been registered against the Petitioner. It is stated that the Petitioner is languishing in jail custody since the date of his arrest, i.e. 21.07.2021.

5. Learned Standing Counsel for the State vehemently objected to the bail of the Petitioner. It is submitted that there are several criminal cases against the Petitioner. Learned State Counsel also submitted that the accused Petitioner has been identified in the T.I. parade. He, however, submits that if the Petitioner is released on bail, stringent conditions may be imposed on the accused Petitioner.

6. Having heard learned counsel for the parties and considering the period of detention, this Court directs that the Petitioner be released on bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty thousand) with one solvent sureties for the like amount to the satisfaction of the learned court in seisin of the matter subject to conditions that the Petitioner shall cooperate with the investigation and shall not threaten the witnesses or tamper with the evidence in any manner or involve in any criminal activities of similar in nature whatsoever.

7. Petitioner is also directed to appear before the local police station on every Sunday at 11.00 A.M. to 1.00 P.M. and cooperate in the investigation. This Court also directs the court in seisin of the matter to verify the criminal antecedents of the Petitioner and impose any additional condition(s), if situation so warrants. This order shall remain valid in the event the court in seisin of the matter is satisfied that Petitioner has no criminal antecedents.

8. With the above direction, the BLAPL is accordingly allowed.

9. As the restrictions due to resurgence of COVID -19 situation are continuing, learned counsel for the parties may utilize a print out 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 Office Order dated 7th January, 2022.

(A.K. Mohapatra)
Judge

U.K.Sahoo

