

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12444 of 2022

Sk. Ayan Asis @ Saroj @ Petitioner
Suraj @ Sk. Samiulla

Ms.Lipsa Parija, Advocate

-versus-

State of Odisha Opp. Party

Mr. Saswat Das
Addl. Government Advocate

CORAM:
JUSTICE S.K. SAHOO

ORDER
22.12.2022

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application for bail under section 439 of Cr.P.C. in connection with Bhadrak Town P.S. Case No.405 of 2022 corresponding to G.R. Case No. 2686 of 2022 pending in the file of learned S.D.J.M., Bhadrak for alleged commission of offences under sections 376 and 506 of the Indian Penal Code.

The prayer for bail of the petitioner was rejected by the learned Addl. Sessions Judge, Bhadrak vide order dated 30.11.2022.

Considering the submissions made by the learned counsel for the petitioner that the petitioner is in judicial custody since 14.11.2022 and in the meantime charge sheet has already been submitted under sections 376 and 506 of the Indian Penal Code and after going through the 164 Cr.P.C. statement of the victim, who is aged about nineteen years and other materials available on record and on hearing the learned counsel for the State, I am inclined to release the petitioner on bail.

Let the petitioner be released on bail in the aforesaid case on furnishing a bail bond of Rs.50,000/- (rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the learned Court in seisin over the matter with further conditions as the learned Court below may deem just and proper including the conditions that the petitioner shall not indulged in any criminal activities and shall appear before the learned trial Court on each date to which the case would be posted for trial. Violation of any of the conditions shall entail cancellation of bail.

The BLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

