

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12617 of 2022

***Pintu @ Biswajit
Paltasingh***

.... Petitioner

Mr.B.S. Rayaguru, Advocate

-versus-

State of Odisha

.... Opp. Party

*Mrs.Susamarani Sahoo
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
23.12.2022**

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 Kanas P.S. Case No. 138 of 2022 corresponding to G.R. Case No. 483 of 2022 pending in the file of learned J.M.F.C., Kanas, Puri for alleged commission of offence under section 379/34 of the Indian Penal Code.

The prayer for bail of the petitioner was rejected by the learned Addl. Sessions Judge -cum- Special Judge under POCSO Act, Puri vide order dated 05.12.2022.

Considering the submissions made by the learned counsel for the petitioner that the petitioner is in judicial custody since 01.10.2022, the offence is triable by Magistrate and the stolen motor cycle has already been recovered and the petitioner's implication is based on the confessional statement of the co-accused before police and on hearing the learned counsel for the State, who submitted that the petitioner has got criminal antecedents, 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

