

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12673 of 2022

Basanta Das

.... Petitioner

Mr. S. S. Ray (2), Advocate

-versus-

State of Odisha

.... Opp. Party

Mr.Arupananda Das

Addl. Government Advocate

**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 under section 439 of Cr.P.C. in connection with G.R. Case No.116 of 2022 arising out of Sheragada P.S. Case No.241 of 2022 pending in the Court of learned Additional Sessions Judge -cum- Special Court under POCSO Act, Berhampur for offences punishable under sections 363/366/376(2)(n) of the Indian Penal Code and section 6 of the POCSO Act.

The prayer for bail of the petitioner was rejected by the learned Additional Sessions Judge -cum- Special

Court under POCSO Act, Berhampur vide order dated 23.11.2022.

Considering the submission made by the learned counsel for the petitioner that the petitioner is in judicial custody since 30.07.2022 and charge sheet has been submitted under sections 363/366/376(2)(n) of the Indian Penal Code and section 6 of the POCSO Act and after going through the statement of the victim and charge sheet 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 may deem just and proper.

Accordingly, the BLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge

RKM