IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.1869 of 2024

Rajendra Bindhani .... ***Petitioners***

Mr. M.K. Chand, Advocate

-versus-

State of Odisha .... ***Opposite Party***

Mr. Debasish Nayak, AGA

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

Order No. **20.03.2024**

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel appearing for the Petitioner and learned Additional Government Advocate appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. The present bail application under Section 439 of Cr.P.C. has been filed by the Petitioner for regular bail in connection with G.R. Case No.456 of 2023, arising out of Baria P.S. Case No.142 of 2023, pending in the Court of learned S.D.J.M., Champua for alleged commission of offence punishable under Sections 457/380 of I.P.C.

4. Learned counsel for the Petitioner submits that earlier this matter was not before any other Bench of this Court. It is submitted by the learned counsel for the Petitioner that the Petitioner is in

custody since 07.02.2024. Further, he expresses his apprehension with regard to early conclusion of the trial. In such view of the matter, learned counsel for the Petitioner submitted that the Petitioner be released on bail on such terms and conditions as this Court deems fit and proper in the facts and circumstances of the case.

5. Learned Additional Government Advocate on the other hand opposed the bail application of the Petitioner on the ground that the Petitioner is released on bail there is a possibility he might indulge in similar criminal offences. Accordingly, it was prayed that the bail application of the Petitioner be rejected at this juncture.

6. Having heard learned counsel for the respective parties and on careful consideration of the surrounding facts as well as materials on record, this Court is inclined to released the Petitioner on bail on furnishing a bail bond of Rs.25,000/- (Rupees Twenty thousand) with one local solvent surety for the like amount to the satisfaction of the learned court in seisin over the matter. Release of the Petitioner shall also be subjection to following conditions that:-

I) he shall appear before the concerned Police Station once in a fortnight for a period of two months preferably on 'Sunday' in between 10.00 A.M. to 1.00 P.M., thereafter once in a month till conclusion of the trial.

Violation of any of the terms and conditions shall entail cancellation of bail.

7. It is further directed that the bail granted to the Petitioner are subject to depositing a cash security of Rs.5,000/- (Rupees five thousand) of before the learned Court in seisin over the matter, which shall be kept in any Nationalized bank in interest bearing

account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case.

8. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)
Judge

S.K. Rout



Signature Not Verified
Digitally Signed
Signed by: SANTANU KUMAR ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 27-Mar-2024 10:48:40