IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12197 of 2024

1.Purna Chandra Majhi **.....** ***Petitioner(s)***
2.Kangoi Marandi
3.Pahal @ Pahad Singh

Represented By
Mr.B.K.Das,Advocate

-versus-

State of Odisha **.....** ***Opposite Party(s)***

Represented By
Mr.G.Mohanty,S.C.

CORAM:

THE HON'BLE MR. JUSTICE ANANDA CHANDRA BEHERA

ORDER

Order No. **17.12.2024**

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

2. This bail application Under Section 483 of B.N.S.S., 2023 of the petitioners arising out of O.R.Case No.51BP of 2024-25 corresponding to 2(b)CC Case No. 16/2024 pending in the Court of learned JMFC-1(Cog.Taking) Baripada.

3. I have already heard from the learned counsel for the petitioners and the learned Standing Counsel for the State.

4. The petitioners are in jail custody since 19.11.2024 having been implicated under Section 9,27,29,31,32,34,39,44,48-A, 49-B, 52 of the Wild life (Protection) Act ,1972, which is punishable U/s.51 thereof on the allegation of trading leopard skins illegally in Bangiriposi area.

5. The learned counsel for the petitioners submitted for liberal consideration of their bail contending that, the offences alleged against

the petitioners are magisterial triable in nature and there is no criminal antecedent of the petitioners showing their involvement in similar nature of offences, to which, the learned standing counsel for the state objected contending that, as the petitioners are involved with trading of leopard skins, for which, in these nature of allegations alleged against them, they (petitioners) should not be allowed to go on bail.

6. When, the petitioners are in jail custody since 19.11.2024 and when, the offences alleged against the petitioners are magisterial triable in nature and when, there is no material in the record to show about their involvement in similar nature of crime earlier, then at this juncture, instead of rejecting the bail application of the petitioners, it is felt proper to allow the petitioners to go on bail with stringent conditions.

7. Therefore, the bail application filed by the petitioners is allowed.

8. They (petitioners) are allowed to go on bail on furnishing a bail bond of Rs.50,000/- (rupees fifty thousand) with two solvent sureties each for the like amount to the satisfaction of the Court in seisin over the matter with conditions that:-

(i) they (petitioners) shall not involve with similar nature of crime in future.

(ii) they (petitioners) shall cooperate with the investigation as and when required.

(iii) they (petitioners) shall appear before the Trial Court personally on each date of adjournment of the case without fail till its conclusion.

9. Accordingly, the bail application of the petitioners is disposed of finally.

10. Grant certified copy of this order to the petitioners on proper application.

(A.C. Behera)
Judge

Binayak

Signature Not Verified
Digitally Signed
Signed by: BINAYAK SAHOO
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 17-Dec-2024 18:03:28