

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.200 of 2023

***Sanajay Maharana @
Syama @ Sanjaya
Moharana*** ***Appellant***

Mr. K.K. Rout, Advocate

-versus-

State of Odisha & another ***Respondents***

*Mr. Priyabrata Tripathy,
Addl. Standing Counsel*

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

**ORDER
25.04.2023**

Order No.

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

Learned counsel for the State submitted that the notice on the respondent no.2- the informant in the case, has already been served.

None appears for the respondent no.2.

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

This is an appeal under section 14-A of S.C. & S.T. (PoA) Act, 1989 in connection with C.T. Case No.111 of 2018 arising out of Cuttack Sadar P.S. Case No.339 of 2018 pending in the Court of learned Presiding Officer, Special Court under S.C. & S.T.

(PoA) Act, Cuttack for offences punishable under sections 376(2)(n)/385/506 of the Indian Penal Code, section 66C, 66E, 67, 67A of the Information Technology Act read with section 3(2)(v) of the S.C. & S.T. (PoA) Act.

The appellant moved an application for bail before the Court of learned Presiding Officer, Special Court under S.C. & S.T. (PoA) Act, Cuttack which was rejected on 13.02.2023.

Learned counsel for the appellant was earlier on bail, but due to non-taking of steps in the learned trial Court, non-bailable warrant of arrest was issued against him for which he was taken into judicial custody on 06.02.2023 and since then he is in custody. He further submitted that the appellant is ready and willing to cooperate with the learned trial Court for early disposal of the case and therefore, the bail application of the appellant may be favourably considered.

Learned counsel for the State opposed the prayer for bail.

Considering the submissions made by the learned counsel for the respective parties, the fact that the appellant was earlier on bail and taking into account the period of detention in judicial custody, I am of the opinion that it is a fit case for grant of bail to the appellant.

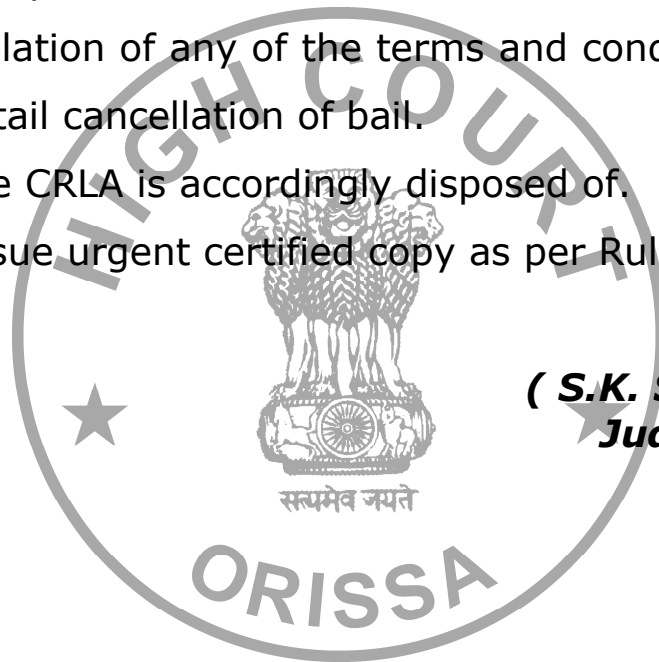
Let the appellant be released on bail in the aforesaid case on furnishing bail bond of Rs.50,000/- (rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the learned Court in seisin over the matter with further terms and conditions as the learned Court may deem just and proper to ensure his presence during trial with further condition that the appellant shall appear before the trial Court on each date when the case would be posted for trial.

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

The CRLA is accordingly disposed of.

Issue urgent certified copy as per Rules.

(**S.K. Sahoo**)
Judge



PKSahoo