

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.3082 of 2023

Prakash Nayak

....

Petitioner

*Ms. Sushree Sibani Sahoo,
Advocate*

-versus-

State of Odisha

....

Opp. Party

*Mr.Arupananda Das
Addl. Government Advocate*

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

**ORDER
20.04.2023**

Order No.

01. The 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. for grant of bail to the petitioner in connection with Banpur P.S. Case No.65 of 2023 corresponding to G.R. Case No.80 of 2023 pending in the Court of learned J.M.F.C., Banapur for alleged commission of offences under sections 376(2)(n)/506 of the Indian Penal Code and sections 66E, 67 and 67A of the Information Technology Act.

The petitioner moved an application for bail before the Court of Addl. Sessions Judge, Banpur

which was rejected on 16.02.2023.

Considering the submission of the learned counsel for the petitioner that the petitioner is in judicial custody since 10.02.2023, the investigation has made substantial progress and after going through the evidence the victim and other materials produced by 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 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 including the conditions that the petitioner shall not keep any contact with the victim or any of the prosecution witnesses, shall appear before the learned trial Court on each date to which the case would be posted for trial and shall not try to tamper with the evidence. Violation of any of the conditions shall entail cancellation of bail.

BLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

