

**IN THE COURT OF DIST. & SESSION JUDGE KHURDHA AT:
BHUBANESWAR**

BLAPL.No. _____ of 2023

IN THE MATTER OF:

An application under section 483 of Bharatiya
Nagarika Suraksha Sanhita, 2023

AND

IN THE MATTER OF:

AN application for Bail in CT Case No-
1382/2024, arising out of Capital P.S Case No.388
/2024, which is now pending in the court of the learned
SDJM , Bhubaneswar for awaiting trial.

AND

IN THE MATTER OF:

Pratap Pattanaik, aged about 32 years, S/O:-Pradeep
Pattanaik, Residing at-Room no-03, Tower-03, Santipalli
Basti, Ps-Saheednagar, BBSR Dist- Khurdha.

.....PETITIONER

-VERSUS-

State of Odisha

.....OPP.PARTY

(The matter out of Bail Application arises was never before this Hon'ble Court in
this form what-so-ever as per the instruction of the Petitioner.)

The humble petition of

The Petitioner named above.

MOST RESPECTFULLY SHEWETH:

1. That, the Petitioner has been falsely implicated in a case for commission of offences punishable under sections 262,115(2),132 of BNS,2024 in connection with Capital PS Case No-388 dtd.06/08/2024, corresponding to [CT Case No-1382 /2024](#), which is now pending in the Court of the learned SDJM, Bhubaneswar.
2. The prosecution story nutshell that on dtd.05/08/2024 near about 3.50 PM while the escort party took the petitioner to capital medical for his medical examination in connection with Saheednagar ps case no-370/2024 he pushed the police officers and fled away from the custody of escort party. Hence this prosecution case.
3. That, during the course of investigation, the petitioners has been forwarded by the capital PS on dtd.06/08/2024 in this case to the court of SDJM, Bhubaneswar and afterwards he was praying for bail before the hon'ble court of SDJM which stands rejected and the free copy of rejection order has been attached here with as annexure 1.
4. That all the alleged offences are bailable in nature except u/c 132 of BNS and maximum punishment is for two years and triable by learned magistrate so there is no legal bar to release him in bail.
5. That respectfully submit here that the investigation has been progressed in substantial manner and most of the witnesses has been examined by the IO so further detention is no more beneficial to the prosecution.
6. That, the petitioner is languishing inside custody since 06.08.2024 in view of the period of detention coupled with facts of the present case there is no legal bar to release the present petitioner on bail.
7. That, the present petitioner is only earning member of his family if he detained more days in custody, the family member will lead to death with starvation and his future will severely affect which cant not compensated.
8. That, the petitioner is currently residing under the ample jurisdiction of this hon'ble court with his family so there is no chance of absconding and ready to abide all terms and condition impose by this hon'ble court.
9. That, in view of submission made above it is expedient in the interest of justice the petitioner may kindly be release on bail with any suitable terms and conditions.

PRAYER

Under the aforesaid facts and circumstance, it is humbly prayed that, this Hon'ble Court may graciously be pleased to:

- I. Direct/ order that the petitioner shall be released on bail in CT Case No- 1382 /2024, arising out Capital PS. Case No- 388/2024, which is now pending in the Court of the learned SDJM , Bhubaneswar, under any terms and conditions as may be deemed fit and proper in the interest of justice;
- II. Pass such other order(s)/ direction(s) as would be deemed fit and proper in the interest of justice.

And for which act of kindness, the petitioner as in duty bound shall ever pray.

BHUBANESWAR

By the petitioner through

Dt:

Advocate

CERTIFICATE

Certified here that there is no such bail application is not filing or pending before any court or High court of Orissa, Cuttack except this present one.

BHUBANESWAR

By the petitioner through

Dt:

Advocate