

IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLA No.1 of 2022

Arakhita Majhi and two others *Appellants*
Mr. B.S. Dasparida, Advocate
-versus-
State of Odisha *Respondent*
Mr.S.S. Pradhan, AGA

CORAM:
JUSTICE S.K. PANIGRAHI

ORDER
31.01.2022

Order No.

01. 1. The matter is taken up through video conferencing mode.
2. Heard.
3. A copy of the CRLA be served on learned counsel for the State within three working days, who shall take instructions in the matter and file a short note of submission along with relevant case law on the next date.
4. List this matter for final hearing on 15.03.2022.
5. Call for the photocopy of the trial court record.

(S.K. Panigrahi)
Judge

I.A. No.2 of 2022

Order No.

02. 1. Heard.
2. Stay realization of fine amount as imposed by the learned Addl. Sessions Judge-cum-Special Judge, Koraput in C.T. No.81 of 2014 till disposal of the appeal.

3. The I.A. is disposed of.

(S.K. Panigrahi)
Judge

I.A. No.1 of 2022

Order No.

03. 1. This is an application under Section 389 of the Cr.P.C. for bail.
2. The appellants have been convicted under Section 20(b)(ii)(C) of the NDPS Act by the learned Addl. Sessions Judge-cum-Special Judge, Koraput vide order dated 17.12.2021 passed in C.T. No.81 of 2014 and sentenced to undergo imprisonment for ten years and to pay fine of Rs.1,00,000/- in default to undergo imprisonment for two years.
3. It is submitted that the appellants are in custody since 10.06.2014. Keeping that in view, the appellants-Arakhita Majhi, Dharmu Naik and Govinda Rana be released on bail in the aforesaid case by the court in seisin over the matter on such terms and conditions as deemed just and proper for a period of three months to be reckoned from the date of their release.
4. It is further directed that after expiry of interim bail period, they shall surrender before the trial court failing which warrant of arrest shall be issued for their production.
5. The I.A. is accordingly disposed of.

6. As the restrictions due to resurgence of Covid-19 are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the Advocate concerned with his/her seal, in the manner prescribed vide Court's Office Order dated 7th January, 2022.

(S.K. Panigrahi)
Judge

pcd

