

IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.372 of 2019

Kanta Bag @ Keut* *Appellant

Mr.A.K. Nanda, Advocate

-versus-

State of Odisha* *Respondent

*Mr.Rajesh Tripathy,
Addl. Standing Counsel*

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

**ORDER
03.01.2023
I.A. No. 1798 of 2022**

Order No.

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

This is an application for grant of bail.

Learned counsel for the petitioner submitted that the petitioner is in judicial custody since 08.08.2017 and earlier, the petitioner moved for bail in I.A. No. 894 of 2019 and this Court while rejecting the prayer for bail as per order dated 19.08.2021, liberty was granted to the petitioner to renew his prayer for bail if the appeal is not taken up for hearing even after the petitioner has undergone half of the substantive sentence. Learned counsel further submitted that the petitioner has already undergone half of the substantive sentence and even though the paper book is ready, but the appeal is not being taken up for hearing and therefore, the petitioner

may be granted interim bail for some period.

Learned counsel for the State has no serious objection to such prayer.

Considering the submissions made by the learned counsel for the respective parties, the averments taken in the interim application and the fact that the petitioner has already undergone half of the substantive imprisonment, I am inclined to release the petitioner on interim bail for a period of three months and the petitioner shall surrender before the learned trial Court on expiry of the said interim period.

Let the petitioner be released on interim bail for the aforesaid period to the satisfaction of the learned trial Court in connection with S.A. No. 91 of 2017 of the Court of learned Addl. Sessions Judge -cum- Special Judge, Nuapada on furnishing bail bond of Rs.50,000.00 (rupees fifty thousand) with two solvent local sureties each for the like amount to his satisfaction with further terms and conditions as the learned Court may deem just and proper including the condition that he shall not indulge in any criminal activities. Violation of any of the conditions shall entail cancellation of bail.

Accordingly, the I.A. is disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

P.T.O.

CRLA No.372 of 2019

09. List this matter in the week commencing from 17th April 2023.

Learned counsel for the appellant shall file the surrender certificate of the appellant by the next date.

(S.K. Sahoo)
Judge

PKSahoo

