



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.1164 of 2024

Bijaya Kumar Naik

...

Appellant

Mr. S.K. Padhy, Advocate

-versus-

State of Odisha

...

Respondent

Mr. A. Pradhan, Addl. PP

**CORAM:
JUSTICE G. SATAPATHY**

**ORDER(ORAL)
07.02.2025**

**Order No.
02.**

I.A. Nos. 2741 & 2740 of 2024

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application under Section 430 of Bharatiya Nagarik Suraksha Sanhita, 2023 (in short, "BNSS") by the appellant-petitioner for grant of bail pending suspension of further execution of sentence till disposal of the appeal.
3. Heard Mr. Saroj Kumar Padhy, learned counsel for the appellant-petitioner and Mr. A. Pradhan, learned Addl. Public Prosecutor in the matter and perused the record. Since the LCR is already available on record, this Court has the privilege to go through the evidence of the victim and other witnesses.
4. After having considered the rival submissions and on going through the evidence of victim together with the other evidence, this Court does not consider it



proper to grant bail to the appellant-petitioner by suspending his sentence.

Accordingly, the IA for bail U/S.430 of BNSS stands rejected.

5. However, on the oral prayer of the learned counsel for the appellant-petitioner, the order passed by this Court on 28.11.2024 in I.A. No.2740 of 2024 is hereby, made absolute till disposal of this appeal. Accordingly, the realization of fine amount shall remain stayed till disposal of the case.

6. Accordingly, both the IAs stand disposed of.

CRLA No.1164 of 2024

7. Since TCR has already available, Office is requested to prepare paper books and supply the same to the counsel for the parties in accordance with Rules.

8. List this matter on 5th May, 2025 for final hearing.

(G. Satapathy)
Judge

S. Sasmal