

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**BLAPL No. 7436 of 2023**

**Mohammad Mahfuz Alam @ .... Petitioner**  
**Lambu**

Mr. A.R. Panda, Advocate

*-versus-*

**State of Odisha .... Opp. Party**

Mr. Debasish Nayak, Addl. Govt.  
Advocate

**CORAM:**  
**JUSTICE M.S. SAHOO**

**ORDER**  
**31.10.2023**

*Hybrid Mode*

**Order No.**

- 06.
1. The BLAPL has been filed under Section 439 Cr.P.C. seeking release on bail, by the petitioner who is in jail custody in connection with Champua P.S. Case No.70 of 2023 corresponding to G.R. Case No. 165 of 2023 pending in the court of the learned SDJM, Champua for the alleged offences U/s.395 of the IPC.
  2. Learned counsel appearing for the petitioner refers to the affidavit filed by the father of the petitioner dated 21.08.2023, copy of which has been served on the learned Addl. Govt. Advocate to submit that the petitioner has no past allegation against him as far as criminal activity is concerned as per the police records.
  3. Learned Addl. Govt. Advocate submits that he has received instructions in response to the affidavit and the information contained in the affidavit are correct.
  4. Learned counsel for the petitioner submits that the petitioner shall abide by the terms and conditions that

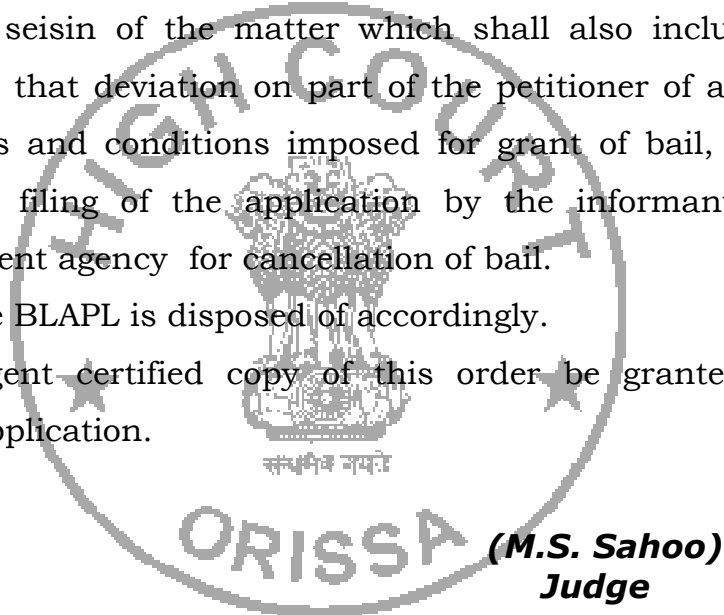
would be imposed for grant of bail. He being a local person having roots in the society, there is no possibility of he escaping the jurisdiction of the learned court in seisin of the matter.

5. Learned Addl. Govt. Advocate referring to the allegations against the petitioner opposes the prayer for bail.

6. Having heard learned counsel for the petitioner as well as learned Addl. Govt. Advocate, this Court is inclined to grant bail to the petitioner subject to such stringent terms and conditions that would be imposed by the learned court in seisin of the matter which shall also include a condition that deviation on part of the petitioner of any of the terms and conditions imposed for grant of bail, shall result in filing of the application by the informant/law enforcement agency for cancellation of bail.

7. The BLAPL is disposed of accordingly.

Urgent certified copy of this order be granted on proper application.



Signature Not Verified

Digitally Signed  
Signed by: RADHARANI JENA  
Designation: Personal Assistant  
Reason: Authentication  
Location: ohc  
Date: 03-Nov-2023 13:09:14

