



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.11154 of 2024

Subidha Rana @ Urmila Petitioner

Mr. D.R. Mishra, Advocate

-versus-

State of Odisha Opposite Party

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
30.11.2024

Order No.

- 01.** 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is an accused in connection with C.T. Case No.172 of 2023 pending on the file of learned Addl. Sessions Judge, Bhawanipatna arising out of Kesinga P.S. Case No.183 of 2023 for commission of the alleged offence under Sections 457/395/120B of IPC.
3. Being aggrieved by the rejection of her application for bail U/s. 439 Cr.P.C by the learned Addl. Sessions Judge, Bhawanipatna by order dated 10.05.2024 in the aforementioned case, the present bail application has been filed.
4. It is submitted by the learned counsel that the Petitioner is in custody since 30.05.2023.



5. It is further submitted that the allegation against her is that she facilitated the others accused persons to get entry into the house to commit the offence.
6. It is stated that as the Petitioner is the first offender, she may be released on bail.
7. On instruction it is stated that the investigation has been concluded.
8. Learned counsel for the Petitioner places on orders relating to the co-accused dated 12.09.2023, 13.09.2023 and 04.10.2023 in BLAPL Nos.9760 of 2023, 9929 of 2023 and 10581 of 2023 respectively and seeks release, inter alia, on the ground of parity.
9. During the course of submission learned counsel for the Petitioner submits that in the impugned order of rejection C.T. Case number has been mentioned as "C.T. Case No.192 of 2023" whereas the correct number is "C.T. Case No.172 of 2023" which is reflected in the order relating to the co-accused.
10. Since learned counsel has been engaged through the aegis of the Legal Aid, learned Court in seisin is requested to verify the C.T. Case Number and act accordingly.
11. The memo filed by the learned counsel for the Petitioner is taken on record.



12. Learned counsel for the State opposes the prayer for bail.

13. Taking into account the nature of allegation, release of the co-accused and the Petitioner being the first offender as stated and a lady, this Court directs the Petitioner to be released on bail on such terms to be fixed by the learned Court in seisin subject to verification of criminal antecedent.

14. If it comes to fore that the Petitioner has any criminal antecedent, this order shall stand recalled.

15. Accordingly, the BLAPL stands disposed of.

16. Urgent certified copy of this order be granted as per rules.

PKS

(V. NARASINGH)
Judge

Signature Not Verified

Digitally Signed
Signed by: PRADEEP KUMAR SWAIN
Designation: Assistant Registrar-cum-Senior Secretary
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 02-Dec-2024 15:19:44

