



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12754 of 2024

Bidyadhar Ajagar

...

Petitioner

Mr. A. Tripathy, Advocate

-versus-

State of Orissa

...

Opposite Party

Mr. M.K. Mohanty, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
28.03.2025

Order No.
02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Paikamal PS Case No.169 of 2024 corresponding to GR Case No.862 of 2024 pending in the file of learned SDJM, Padampur, for commission of offences punishable under Sections 103(1) of BNS, on the allegation of committing patricide.
3. Heard, Mr. Amitav Tripathy, learned counsel for the petitioner and Mr. M.K. Mohanty, learned Additional Public Prosecutor in the present matter and perused the record.
4. The sole ground under which the bail to the petitioner is sought for is that the accused might have committed the crime under heat of passion on a sudden fight on provocation.



5. After having considered the rival submissions and taking into consideration the nature and gravity of the offences as alleged against the petitioner vis-à-vis the accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 12.07.2024 with submission of charge-sheet in the meanwhile and the mode and manner of commission of crime and regard being had to the circumstance under which the crime has been allegedly committed, this Court without expressing any view on merits admits the petitioner to bail.

6. Hence, the bail application of the petitioner stands allowed and the petitioner is allowed to go on bail on furnishing bail bonds of Rs.50,000/- (Rupees Fifty Thousand) only with two solvent sureties each for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it with following conditions:-

(i) the petitioner shall not commit any offence while on bail,

*(ii) the petitioner in the course of trial shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with. **In case the Petitioner fails without sufficient cause to appear in the Court in accordance with the terms of the bail, the learned trial Court may proceed against the Petitioner for offence U/S.269 of BNS, 2023 in accordance with law and***

(iii) the petitioner shall report attendance before the Jurisdictional Police Station once in a fortnight preferably on 2nd



Sunday of each month in between 10 A.M. to 12 Noon for six(06) months from the actual date of his release from the custody.

The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

It is clarified that the Court in seisin of the case will be at liberty to cancel the bail of the petitioner without further reference to this Court, if any of the above conditions are violated or a case for cancellation of bail is otherwise made out. In the wake of aforesaid, the subsequent involvement of the petitioner in future for similar/grave offences on prima facie accusations may be treated as a ground for cancellation of bail in this case.

7. Accordingly, the BLAPL stands disposed of.
8. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

Subhasmita