

ITEM NO.20

Court 2 (Video Conferencing)

SECTION II-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (Crl.) No.2737/2020

(Arising out of impugned final judgment and order dated 22-01-2020 in IA No. 651/2019 passed by the High Court of Orissa at Cuttack)

SANTOSH KUMAR JENA

Petitioner(s)

VERSUS

THE STATE OF ODISHA

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 05-01-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s)

Mr. S.B. Upadhyay, Sr. Adv.

Ms. Anisha Upadhyay, AOR

Mr. Nishant Kumar, Adv.

For Respondent(s)

Mr. Shibashish Misra, AOR

UPON hearing the counsel the Court made the following  
O R D E R

The Court is convened through Video Conferencing.

Heard the learned Senior counsel appearing for the petitioner and the learned counsel appearing for the State of Odisha.

This Special Leave Petition is filed challenging the imposition of conditional deposit of Rs.2 Crores of cash security, property security of Rs.2 Crores and bond of Rs.2 lakhs with two sureties of like amount, before grant of bail to the petitioner.

According to the petitioner, the bail condition imposed by the High Court is onerous and he is willing to submit properties worth of Rs.4 crores and Rs.2 lakhs without any encumbrance and with a

clear title before the concerned Trial Court.

Learned counsel appearing for the State of Odisha has objected to the said suggestion made by the petitioner. However, we find that the State has not challenged the impugned order passed by the High Court granting conditional bail to the petitioner.

In view of the above, we direct the concerned Trial Court viz. Presiding Officer, Designated Court under the O.P.I.D. Act, Cuttack to examine the securities to be furnished by the petitioner and on such verification, if the said Court is satisfied that the properties are free from any encumbrance and with a clear title, he be released on bail.

The Special Leave Petition is disposed of in the afore-stated terms.

Pending application, if any, shall also stand disposed of.

(VISHAL ANAND)  
ASTT. REGISTRAR-cum-PS

(RAJ RANI NEGI)  
DY. REGISTRAR