

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.481 of 2022

1. Priyaranjan Pratap

2. Nirupama Pratap

.... **Petitioners**

Mr. D.K. Sahoo, Advocate

-versus-

State of Odisha

.... **Opp. Party**

Mr. A. Das

Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

02.02.2022

Order No.

01.

This matter is taken up through Video Conferencing Mode. संक्षिप्त न्यायो

Heard learned counsel for the petitioners and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Kendrapara Sadar P.S. Case No.652 of 2021 corresponding to G.R. Case No.2749 of 2021 pending in the Court of learned S.D.J.M., Kendrapara for alleged commission of offences under sections 323/324/341/294/307/392/394/506/34 of the Indian Penal Code.

Perused the F.I.R..

It is submitted by the learned counsel for the petitioners that the case arises out of a complaint petition which was sent to the Inspector-in-charge of Kendrapara Sadar police station under section 156(3) of Cr.P.C. and accordingly, the F.I.R. was registered. He further submitted that on account of business rivalry between the parties, the case has been foisted and there are no such materials to attract the ingredients of offence under section 307 of the Indian Penal Code and therefore, the bail application of the petitioners may be favourably considered.

Learned counsel for the State opposed the prayer for bail.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioners, the background of the case, I am inclined to release the petitioners on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioners in connection with the aforesaid case, they shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) each with one surety each for the like amount to the satisfaction of the arresting officer with further conditions that they shall make themselves available for interrogation by the I.O. as and when required and they shall not,

directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to the Investigating Officer.

Violation of any of the above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Parties may utilize the soft copy of this order available in the High Court's website or print out thereof at par with certified copy in the manner prescribed vide Office Order dated 7th January 2022.

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