

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.494 of 2022

**1. Prakash Chandra
Behera**

2. Santosh Matia

....

Petitioners

Mr.B.K. Nayak, Advocate

-versus-

State of Odisha

....

Opp. Party

*Mr.J.P.Patra,
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
02.02.2022**

Order No.

01. This matter is taken up through video conferencing.

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

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Delanga P.S. Case No.70 of 2021 corresponding to G.R. Case No.209 of 2021 pending in the Court of learned J.M.F.C. Pipili for commission of the alleged offences punishable under sections 307, 353, 399, 402/34 of the Indian Penal Code and sections 3, 4 and 5 of Explosive Substances Act.

Perused the first information report annexed to the anticipatory bail application.

In view of the nature of accusation against the petitioners and the manner in which attack has been made to a public servant on duty, while not inclining to grant anticipatory bail to the petitioners, it is observed that in the event the petitioners surrender and move for bail in the Court below within a period of four weeks, the same shall be disposed of by the learned Courts below in accordance with law expeditiously and the claim of parity with the co-accused stated to have been released on bail shall be taken into account. The case records shall be made available to the Courts concerned for disposal of the bail application.

The ABLAPL stands 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.

(S.K. Sahoo)
Judge