

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.643 of 2020

Jiten Kumar Sahoo @ Petitioner
Jitendra Kumar Sahoo

Mr. R. Pradhan, *Advocate*

-versus-

State of Odisha Opp. Party

Mr. D.K. Pani,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

11.01.2022

Order No.

03.

This matter is taken up by video conferencing mode.

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

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Lalbag P.S. Case No.08 of 2020 corresponding to G.R. Case No.30 of 2020 pending in the Court of learned S.D.J.M. (Sadar), Cuttack for alleged commission of offences under sections 307/323/506/427/294/342/34 of the Indian Penal Code read with sections 25 and 27 of the Arms Act.

Perused the FIR.

Learned counsel for the petitioner submitted that

the petitioner is related to the informant and it is a case and counter case and due to property dispute between the parties, the case has been foisted and there are no such materials against the petitioner so as to attract the ingredients of the offence under section 307 of the Indian Penal Code and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State has produced the case diary and opposed the prayer for bail.

Considering the submissions made by the respective parties, the nature of accusation against the petitioner and relationship between the parties, the background of the civil dispute between the parties, I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, he shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties for the like amount to the satisfaction of the arresting officer with further conditions that he shall make himself available for interrogation by the I.O. as and when required and he 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.

RKM

