

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.781 of 2022

***Biren Jena Kalia @
Biramitra Jena*** ***Petitioner***

Mr.A.K. Pattnaik, Advocate

-versus-

State of Odisha ***Opp. Party***

*Mr.Arupananda Das
Addl. Government Advocate*

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

**ORDER
03.02.2022**

Order No.

01. This matter is taken up through video conferencing mode.

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

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Begunia P.S. Case No. 279 of 2021 corresponding to G.R. Case No. 1653 of 2021 pending in the Court of learned S.D.J.M., Khurda for the commission of the alleged offences punishable under sections 498-A, 302, 304-B/34 of the Indian Penal Code and section 4 of the Dowry Prohibition Act.

Learned counsel for the petitioner submitted that though the case has been registered under

sections 302 and 304-B of the Indian Penal Code, but it is a case of accidental death at the instance of the family members of the deceased and a false case has been foisted.

Learned counsel for the State opposed the prayer for anticipatory bail.

Considering the submissions made by the learned counsel for the respective parties, the nature and gravity of accusation, while not inclining to grant anticipatory bail to the petitioner, it is ordered that in the event the petitioner surrenders and moves for bail in the Court below within a period of four weeks from today, the same shall be disposed of by the learned Courts below in accordance with law expeditiously. 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