

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.976 of 2022

Abhilash Dash and others

..... Petitioners

Mr. B.K. Mishra, Advocate

-versus-

State of Odisha

..... Opposite Party

Mr. T.K. Praharaj, S.C. for State

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

04.02.2022

Order No.

01. 1. This matter is taken up through Video Conferencing mode.
2. Heard learned counsel for both the parties and perused the records.
3. This is an application under Section 438 Cr.P.C. filed by the Petitioners for anticipatory bail.
4. Considering the nature and gravity of offences alleged against the Petitioner no.1 and keeping in view the fact that he is the father-in-law of the informant, I am not inclined to release the Petitioner no.1 on bail. However, this Court directs that in the event the Petitioner no.1 surrenders before the learned Nyadhikari-cum-J.M.F.C., Junagarh, in C.T. Case No.45 of 2022, arising out of Junagarh P.S. Case No.47 of 2022, he shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper.
5. As regard the bail application of Petitioner Nos.2 and 3 are concerned, this Court directs that in the event of arrest of the Petitioner nos.2 and 3 in the above case, they shall be released on

bail by the Arresting Officer on such terms and conditions as the Arresting Officer may deem just and proper.

6. It is further directed that in the event of release of the Petitioner no.1, he shall not indulge in any offences, tamper with the evidence or threat to the prosecution witnesses and cooperate with the investigation.

7. The ABLAPL is accordingly disposed of.

8. As the restrictions due to resurgence of COVID -19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned Advocate, in the manner prescribed vide Court's Notice No.4587, dated 25th March, 2020 as modified by Court's Notice No.4798, dated 15th April, 2021 and Office Order dated 7th January, 2022.

(A.K. Mohapatra)
Judge