

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1052 of 2022

*Charu Chandra Mohanty @
Panchanan Mohanty*

....

Petitioner

Mr. J.K. Majhi, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. K.K. Nayak, ASC for State

**CORAM:
JUSTICE A.K.MOHAPATRA**

**ORDER
21.03.2022**

Order No.

I.A. No.119 of 2022

03. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application for modification of order dated 4.2.2022 passed in ABLAPL No.1052 of 2022.
3. Considering the submissions made, the order dated 4.2.2022 passed in ABLAPL No.1052 of 2022 is recalled.
4. I.A. is accordingly disposed of.

ABLAPL No.1052 of 2022

5. Heard learned counsel for both the parties and perused the records.
6. The Petitioner apprehends his arrest in connection with Baliapal P.S. Case No.18 of 2022, corresponding to C.T. Case No.43 of 2022, pending in the court of learned J.M.F.C., Basta, for the alleged commission of offences under Sections 294/506/436/34 of I.P.C.

7. Considering the nature of allegations made against the Petitioner, this Court grants liberty to the Petitioner to surrender before the learned J.M.F.C., Basta, Balasore in the aforesaid case in the first hour within 21 (twenty one) working days hence and move for bail. In such event, learned Magistrate shall consider the application for bail in the first hour strictly on the basis of the materials available on record. In case of rejection of the bail application, the Petitioner may move for bail before the Higher Forum in the second hour. In such event, the Higher Forum shall consider and dispose of the bail application of the Petitioner on the same day strictly on the basis of the materials on record.

8. Case Diary be made available to the concerned court. Records be transmitted to the Higher Forum at the cost of the Petitioner, if applied for.

9. The ABLAPL is accordingly disposed of.

10. Issue urgent certified copy as per rules.

(A.K. Mohapatra)
Judge