

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1383 of 2022

Raja @ Soumya Ranjan Swain ***Petitioner***

Mr.Samvit Mohanty, Advocate

-versus-

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

*Mrs.Susamarani Sahoo,
Addl. Standing Counsel*

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

**ORDER
22.02.2022**

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical 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 Tirtol P.S. Case No. 169 of 2017 corresponding to G.R. Case No.506 of 2017 pending in the Court of learned J.M.F.C., Tirtol for the commission of the alleged offences punishable under sections 147, 148, 341, 323, 307, 395, 436, 336/149 of the Indian Penal Code.

Learned counsel for the petitioner submitted that though the petitioner has not been named as an

accused in the first information report, but during the course of investigation on the basis of some materials, charge sheet has been submitted against him along with other co-accused persons and the co-accused persons have been enlarged on bail and therefore, the petitioner may be permitted to surrender and move for bail in the Court below and the claim of parity may be taken into account.

Learned counsel for the State has no objection to such prayer.

Considering the submissions made by the learned counsel for the respective parties, while not inclining to grant anticipatory bail to the petitioner, liberty is granted to the petitioner to surrender and move for bail in the Court below within a period of four weeks from today, in the event of which the learned Courts below shall dispose of the same in accordance with law expeditiously and the claim of parity with the co-accused persons stated to have been released on bail shall be taken into account. The case records shall be made available to the Court concerned for disposal of the bail application.

The ABLAPL stands disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge