

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL NO.1637 OF 2020

Lituna Nayak

....

Petitioner

Mr.R.K. Nayak, Advocate

-versus-

State of Odisha

....

Opposite Party

Ms. Samapika Mishra, ASC.

CORAM:

MR. JUSTICE D.DASH

ORDER

15.02.2022

Order No.

- 03.
1. This matter is taken up by video conferencing mode.
 2. The Petitioner having been implicated in connection with Baramba P.S. Case No.268 of 2019 corresponding to G.R. Case No.256 of 2019 pending on the file of learned J.M.F.C., Baramba for alleged commission of offence under section-294/325/307 of the IPC, has filed this application under section-438 of the Cr.P.C. for his release on bail in the event of his arrest in the above mentioned case.
 3. Heard learned Counsel for the Petitioner and learned Counsel for the State.
 4. Considering the submissions made and on going through the materials on record, as also the surrounding circumstances; while being not inclined to grant anticipatory bail to the Petitioner, it is observed that in the event the Petitioner surrenders before the Court in seisin of the case within three weeks hence in the above mentioned case and moves for his release on bail, the same shall be considered on its own merit and disposed of during the first hour in accordance with law without being prejudiced by this order so as

to enable the Petitioner to approach the next higher forum during the course of the day, in case necessity so arises unless there stands any legal impediment.

The case records be made available at the cost of the Petitioner.

5. The ABLAPL is accordingly disposed of.
Issue urgent certified copy as per rules.

**(D. Dash),
Judge.**

Narayan

