

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1482 of 2022

1. Gunda @ Dayanidhi

Behera

2. Ludu Behera

3. Ganesh Behera @

Budek

4. Kshyama Behera

5. Pinku Behera

6. Naraendra Behera

7. Sani Behera

8. Hadu Behera

9. Hemanta Bisi

10. Kabi Bisi

11. Sundarlal Behera @

Budek

Petitioners

Mr. A. Mishra, Advocate

-versus-

State of Odisha

Opp. Party

*Mr. J.P. Patra,
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 petitioners and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in

connection with G.R. Case No.22 of 2022 arising out of Rampur P.S. Case No.14 of 2022 pending in the Court of learned J.M.F.C., S.Rampur for alleged commission of offences under sections 147/148/294/323/324/354-B/307/506/149 of the Indian Penal Code.

Perused the first information report annexed to the anticipatory bail application.

Considering the submissions made by the learned counsel for the petitioners that there was previous dispute between the parties for which the case has been foisted and the injured persons have sustained simple injuries and there are no such materials against the petitioners so as to attract the ingredients of the offence under section 307 of the Indian Penal Code and on hearing the learned counsel for the State, who submitted that there are five injured persons, namely, Liza Majhi, Urbasi Majhi, Ajit Majhi, Gatu Majhi and Santosh Majhi and all of them have sustained simple injuries, I am inclined to release the petitioners on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioners in connection with the aforesaid case, they shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) each with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that they shall make themselves

available for interrogation by the I.O. as and when required and they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to the Investigating Officer.

Violation of any of the above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Urgent certified copy of this order be granted on proper application.



RKM