

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 1633 of 2022

**1. Babua Singh @
Trilochan Singh
2. Mitu Singh**

.... Petitioners

Mr. S.K. Lenka, Advocate

-versus-

State of Odisha

.... Opp. Party

Mr. D.K. Mishra

Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

28.02.2022

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 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Kandarpur P.S. Case No.23 of 2022 corresponding to G.R. Case No.328 of 2022 pending in the Court of learned J.M.F.C. (R), Cuttack for alleged commission of offences under sections 341/294/506/34 of the Indian Penal Code.

Perused the F.I.R. annexed to the anticipatory bail application.

Considering the submissions made by the learned counsel for the petitioners that it is a case and counter case and the offences are triable by Magistrate and taking into account the background of the case and that the offences are triable by Magistrate, the only non-bailable offence is under section 506 of the Indian Penal Code and on hearing the learned counsel for the State, 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 any facts to the Courts or to the investigating Officer. Violation of any of the conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

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

p

(S.K. Sahoo)
Judge

