

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2169 of 2021

- 1. Sankarsan Swain**
- 2. Gula Swain**
- 3. Mama @ Mamata Muduli**
- 4. Bania @ Mani Behera**
- 5. Kuntala Swain @ Kunti**

.... **Petitioners**

Mr.M.R. Tripathy, Advocate

-versus-

State of Odisha

.... **Opp. Party**

*Mr.J.P. Patra,
Addl. Standing Counsel
Mr. B.Sahoo, Advocate (for the
informant)*

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

ORDER

10.03.2022

Order No.

03. 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 as well as learned counsel for the informant.

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Nayagarh Sadar P.S. Case No. 23 of 2021 corresponding to G.R. Case No. 86 of 2021 pending in the Court of learned S.D.J.M., Nayagarh for

the commission of the alleged offences punishable under sections 341, 294, 323, 325, 354, 354-B, 379, 506/34 of the Indian Penal Code.

In view of the materials available on record, the nature and gravity of accusation, while not inclining to grant anticipatory bail to the petitioners, it is observed that in the event the petitioners surrender and move for bail in the Court below within a period of four weeks from today, the same shall be disposed of by the learned Courts below in accordance with law expeditiously and the claim of parity with the co-accused persons, who are stated to have been released on bail shall be taken into account. The case records shall be made available to the Courts concerned for disposal of the bail application.

The ABLAPL stands disposed of.

The interim order dated 16.03.2021 stands vacated.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo