IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2267 of 2022

1. Kanha @ Kanhu Charan Pradhan
2. Gagan Mahapatra
3. Golakha Mahapatra
4. Gopal Pradhan
5. Sarata Pradhan
6. Prasana Parida
7. Labayna Parida
8. Subrata Kumar Sahoo …. ***Petitioners***

Mr.M.K. Chand, Advocate

-versus-

State of Odisha …. ***Opp. Party***

Mr. Arupananda Das,
Addl. Government Advocate

CORAM:
JUSTICE S.K. SAHOO

ORDER

Order No.

30.03.2022

02. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard 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.74 of 2022 arising out of Banpur P.S. Case No.83 of 2022 pending in the Court of learned J.M.F.C., Banpur for alleged commission of offences under sections 147/148/452/

323/324/307/294/354/379/427/506/149 of the Indian Penal Code.

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

Learned counsel for the State on instruction submitted that there are two injured persons in the case, namely, Kailash Pradhan and Premanjana Parida and they have sustained simple injuries and there are no criminal antecedents against any of the petitioners.

Considering the submissions made by the learned counsel for the petitioners that it is a case and counter case and there was political rivalry between the parties and on account of last Gram Panchayat election, the case has been foisted 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, 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.

(S.K. Sahoo)
Judge

RKM