

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2295 of 2022

Pandabapriya Samantaray Petitioner
@ Pandaba Priya
Samantaray

Mr.J.P. Parida, Advocate

-versus-

State of Odisha Opp. Party

Mrs. Susamarani Sahoo,
Addl. Standing Counsel

CORAM:
JUSTICE S.K. SAHOO

ORDER
30.03.2022

Order No.

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

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with G.R.(G.N.) Case No.105 of 2022 arising out of Jodapadar P.S. Case No.52 of 2022 pending in the Court of learned Nayadhikari, Grama Nayalaya, Brahmagiri, Puri for alleged commission of offences under section 395 of the Indian Penal Code, section 3 of the Prevention of Damage to Public Property Act, 1984 and section 29 of the Orissa Grama Panchayat Act, 1964.

Perused the F.I.R.

Learned counsel for the petitioner submitted that seven co-accused persons have been taken into judicial custody and they have been released on bail and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

In view of the nature of accusation against the petitioner, while not inclining to grant anticipatory bail to the petitioner, it is observed that in the event the petitioner surrenders in the Court below within a period of four weeks from today and moves for bail, the same shall be disposed of as expeditiously as possible by the Courts below in accordance with law and claim of parity with the co-accused persons, who are stated to have been released on bail, shall be taken into account at the time of adjudication of the bail application. The case records shall be made available to the Court concerned.

The ABLAPL is accordingly disposed of.

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

(S.K. Sahoo)
Judge