

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2373 of 2022

1. Birakishore Biswal @

Nilu

2. Kshitish Ranjan Biswal

@ Kulu

....

Petitioners

Mr. S.C. Panda, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr.P.K. Mohanty,

Addl. Standing Counsel

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

**ORDER
23.03.2022**

Order No.

01. 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 Soro P.S. Case No. 486 of 2021 corresponding to C.T. Case No. 1035 of 2021 pending in the Court of learned J.M.F.C., Soro for commission of alleged offences under sections 498-A, 323, 313, 354, 34 of the Indian Penal Code and section 4 of the Dowry Prohibition Act.

Learned counsel for the petitioners submitted that petitioners are the brothers-in-laws of the informant and petitioner no.2 is now prosecuting his studies +3 1st year Arts in Dr. Jadunath College, Rasalpur, Balasore and husband of the informant has already been taken into custody and therefore, the prayer for anticipatory bail of the petitioners may be favourably considered.

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

Considering the submissions made by the learned counsel for the respective parties, nature of accusation against the petitioners and the case arises out of matrimonial dispute between the parties, 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 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

P

