

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2609 of 2022

1. Bijay Kumar Behera @

Bijay Behera

2. Ajay Kumar Behera

....

Petitioners

Mr. A.R. Panda, Advocate

-versus-

State of Odisha

....

Opp. Party

Mrs. Susamarani Sahoo,

Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

05.04.2022

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 C.T. Case No.205 of 2022 arising out of Sahadevkhunta P.S. Case No.64 of 2022 pending in the Court of learned S.D.J.M., Balasore for alleged commission of offences under sections 294/323/379/34 of the Indian Penal Code.

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

Considering the submissions made by the learned counsel for the petitioners that there was dispute between

the owner of the bus and the helper Kunmun Behera @ Bhagaban Behera on account of non-payment of monthly salary and the petitioners being the two sons of the said Kunmun Behera @ Bhagaban Behera have been falsely implicated in the case and the offences are triable by Magistrate 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 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