

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2965 of 2020

Malam @ Sk. Malauudin & Others ***Petitioners***
Mr.S.K. Jena, Advocate,

-versus-

State of Odisha ***Opposite Party***
Mr. D.R. Parida, ASC

CORAM:
MR. JUSTICE D.DASH

ORDER
25.02.2022

Order No.

03. 1. This matter is taken up by video conferencing mode.
2. The Petitioners having been implicated in connection with Bhograi P.S. Case No.156 of 2019 corresponding to C.T. Case No.486 of 2019 on the file of learned J.M.F.C., Jaleswar for alleged commission of offence under Sections 498(A)/304(B)/34, I.P.C. read with section 4 of the D.P. Act have filed this application under section 438 of Cr.P.C. for grant of bail in the event of their arrest in the said case.
3. Heard learned counsel for the Petitioners and learned counsel for the State.
4. Considering the submissions made and on going through the materials as placed as also taking into account the surrounding circumstances; while being not inclined to grant anticipatory bail to the Petitioners; this application stands disposed of with an observation that in the event the Petitioners

surrender before the court in seisin of the case within three weeks hence and move for their release on bail, the same shall be considered on its own merit, without being prejudiced by this order and disposed of early in accordance with law so as to enable the Petitioners in case necessity so arises, to approach the next higher forum early.

The case record be transmitted at the cost of the Petitioners.

5. The ABLAPL is accordingly disposed of.
6. Interim order dated 04.05.2020 does no more survive.
7. Issue urgent certified copy as per rules.

(D.Dash)
Judge

Himansu

