

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2674 of 2022

1. Pravakar Rout

2. Ghana Rout

....

Petitioners

Mr. B. Jalli, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. A.K. Beura,

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 Kandarpur P.S. Case No.36 of 2022 corresponding to G.R. Case No.515 of 2022 pending before the learned J.M.F.C. (Rural), Cuttack for commission of alleged offences under sections 341, 323, 325, 307, 294, 506/34 of the Indian Penal Code.

Learned counsel for the petitioners submits that the petitioners and the informant belong to one family and there was land dispute between them as per the

F.I.R. Learned counsel further submitted that as per the prosecution case, the co-accused Bharat Chandra Rout in a drunken condition assaulted the husband of the informant, namely, Jagannath Rout and therefore, the anticipatory bail application may be favourably considered.

Learned counsel for the State has produced the case diary and submitted that the injured Jagannath Rout has sustained simple injury and his 161 Cr.P.C. statement indicates specific overt act against the co-accused Bharat Chandra Rout.

Perused the F.I.R. annexed to the anticipatory bail application.

Considering the submissions made by the learned counsel for the respective parties, absence of any specific overt act against the petitioners 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 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.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo

