

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3066 of 2022

1. Achuta Barad @ Pravat

Kumar Barad

2. Sangram Keshari Singh

@ Samgram Kishore

Baliarsingh

3. Kanduri Jayasingh

4. Biswabhusan

Baliarsingh

5. Pravat Kumar Sahoo

6. Ranjit Singh

7. Sunil Kumar

Baliarsingh

8. Mir Mahefur Alli @ Mir

Mehfuj Alli

Petitioners

Mr. J. Sahoo, Advocate

-versus-

State of Odisha

Opp. Party

संयोजक न्यायो
Mr. J.P. Patra

Addl. Standing Counsel

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

ORDER

26.04.2022

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 Begunia P.S. Case No.62 of 2022 corresponding to G.R. Case No.379 of 2022 pending before the learned S.D.J.M., Khurda for commission of alleged offences under sections 147, 148, 447, 353, 427, 294, 323, 332, 379, 354, 506, 149.

Learned counsel for the State on instruction submitted that the petitioner no.5 Pravat Kumar Sahoo has got two criminal antecedents and petitioner no.6 Ranjit Singh has got three criminal antecedents.

In view of available materials on record particularly the criminal antecedents against the petitioner no.5 Pravat Kumar Sahoo and petitioner no.6 Ranjit Singh, while not inclining to grant anticipatory bail to them, it is observed that in the event petitioner nos.5 and 6 surrender in the learned Court below and move for bail, the learned Courts below shall dispose of the same in accordance with law expeditiously 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.

So far as petitioners nos.1 to 4 and 7 and 8 are concerned, considering the nature of accusation against them and the submission made by the

learned counsel for the petitioners that on account of political dispute between the parties during the last Gram Panchayat election, the case has been foisted and the offences are triable by Magistrate and absence of criminal antecedents against them and on hearing the learned counsel for the State, I am inclined to release them on anticipatory bail. Accordingly, this court directs that in the event of arrest of the petitioners nos. 1 to 4 and 7 and 8 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

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