

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3113 of 2021

1. Pramod Kumar Biswal

2. Leena Biswal @ Swapna Rani Rout **Petitioners**

*Mr.Satyajit Mohapatra,
Advocate*

-versus-

State of Odisha

.... **Opp. Party**

*Mrs.Susamarani Sahu
Addl. Standing Counsel*

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

**ORDER
23.03.2022**

Order No.

03. 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.49 of 2021 corresponding to C.T. Case No.117 of 2021 pending before the learned J.M.F.C., Soro for commission of alleged offences under sections 341, 323, 325, 307, 294, 354, 379, 506/34 of the Indian Penal Code.

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

Considering the submissions made by the learned counsel for the State that one Niranjan Biswal has sustained grievous injury and the submission of the learned counsel for the petitioner that the accusation of assault to the injured has been made against petitioner no.1, while not inclining to grant anticipatory bail to him, it is observed that in the event petitioner no.1 surrenders and moves for bail, the learned Courts below shall dispose of the same in accordance with law expeditiously. The case records shall be made available to the Courts concerned for disposal of the bail application.

So far as petitioner no.2 Leena Biswal @ Swapna Rani Rout is concerned, in absence of any specific overt act against her and keeping in view the proviso to section 437(1) of Cr.P.C., I am inclined to release her on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner no.2 in connection with the aforesaid case, she 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 she shall make herself available for interrogation by the I.O. as and when required and she 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

