

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3286 of 2022

1. Kailash Sahu **Petitioners**
2. Tapan @ Trilochan Sahoo

Mr. P.R. Singh, Advocate

-versus-

State of Odisha **Opp. Party**

*Mr. D.K. Pani,
Addl. Standing Counsel*

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

ORDER
18.05.2022

Order No.

02. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard the 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 G.R. Case No.159 of 2022 arising out of Balimi P.S. Case No.54 of 2022 pending in the Court of learned S.D.J.M., Hindol for alleged commission of offences under sections 457/376(1)/376(2)(j)/427/323/34 of the Indian Penal Code.

Perused the F.I.R.

Learned counsel for the State placed the 164

Cr.P.C. statement of the victim from which it appears that the main allegation is against one Deba Prasad Sahu.

Learned counsel for the petitioners submitted that the petitioner no.1 is the father and petitioner no.2 is the brother-in-law of the said accused.

Learned counsel for the State submitted that the accusation against the petitioners is that they assaulted the husband of the victim but the injury report indicates that the husband of the victim has not sustained any external injury.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioners as per the 164 Cr.P.C. statement of the victim, 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

RKM

