

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3290 of 2022

1. Ganesh Behera
2. Khirod Behera
3. Binod Behera @ Dhana
4. Manas Kumar Behera
5. Nabin Behera
6. Chhabi Behera
7. Bijaya Behera
8. Harihar Behera **Petitioners**

Mr. B.N. Satpathy, Advocate

-versus-

State of Odisha

.... **Opp. Party**

Mr. A. Das,
Addl. Government Advocate

CORAM:
JUSTICE S.K. SAHOO

ORDER

11.05.2022

Order No.

01. 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 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Abhayachandpur P.S. Case No. 81 of 2022 corresponding to G.R. Case No.145 of 2022 pending in the Court of learned J.M.F.C., Erasama for the commission of the alleged offences punishable

under sections 341, 323, 294, 307, 506, 427, 34 of the Indian Penal Code.

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

Learned counsel for the State on instruction submitted that there are two injured persons in this case, namely, Ganesh Behera and Babuli Behera and both of them have sustained simple injuries.

Considering the submission made by the learned counsel for the petitioners that there are no such materials against the petitioners so as to attract the ingredients of the offence under section 307 of the Indian Penal Code and the nature of accusation against petitioners and the nature of injuries sustained by the injured persons, 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

