

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3578 of 2022

1. Binapani Nayak

2. Madhu Chhanda Nayak Petitioners

Mr. S.N. Biswal, 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.

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 G.R. Case No.146 of 2022 arising out of Nemalo P.S. Case No.27 of 2022 pending in the Court of learned J.M.F.C., Salipur for alleged commission of offences under sections 341/294/323/324/354/506/34 of the Indian Penal Code.

Perused the F.I.R.

Considering the submissions made by the learned counsel for the petitioners that there is civil dispute

between the two families and it is a case and counter case and the offences are triable by Magistrate and similarly situated co-accused, namely, Ashok Kumar Mohanty has already been granted interim bail in ABLAPL No.3426 of 2022 as per order dated 16.05.2022 and the petitioners are ladies, keeping in view the proviso to section 437(1) of Cr.P.C. 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 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