

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 3855 of 2022

Adarsh Rai and another

....

Petitioners

Mr. R. Achary, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. D. Mund, AGA

CORAM: JUSTICE V. NARASINGH

ORDER

17.05.2022

Order No.

01.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioners and learned counsel for the State.
3. The petitioners are seeking pre-arrest bail in connection with C.T. Case No.811 of 2022 arising out of Belpahar P.S. Case No.77 of 2022 pending in the Court of learned S.D.J.M. Jharsuguda for commission of offence punishable under 341/294/323/506/427 and 34 of IPC.
4. On a conspectus of materials on record, ABLAPL is disposed of with the observation that the petitioner, if so advised, may surrender before the learned S.D.J.M. Jharsuguda, in

connection with C.T. Case No.811 of 2022 arising out of Belpahar P.S. Case No.77 of 2022 within 15 days (Fifteen) days from today.

5. In the event of his surrender and motion for bail, the application for bail shall be considered by the learned S.D.J.M. Jharsuguda on merits in accordance with law, in the first hour of the day. In the event of rejection of the prayer for bail by learned S.D.J.M. Jharsuguda, the petitioners are at liberty to move the higher forum for bail in the second hour on the same day.

6. On being so moved, the higher forum shall dispose of the bail application of the petitioners on the same day on merit in accordance with law. In that event, the Case Diary be made available to the concerned courts to facilitate disposal of the bail application of the petitioners, and learned S.D.J.M. Jharsuguda is called upon to transmit the case record to the higher forum in the second hour, in the event of rejection of the bail application by him.

7. Accordingly, the ABLAPL stands disposed of.

8. Urgent certified copy of this order be granted as per rules.

(V. NARASINGH)
Judge

Santoshi