

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 4416 of 2022

Ram Sa & others

....

Petitioners

Mr. A.K.Raut, Advocate

-versus-

State of Odisha

....

Opposite Party

Ms.S.Mishra,ASC

CORAM:

JUSTICE V. NARASINGH

ORDER
19.05.2022

Order No.

01.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned counsel for the State.
3. The petitioners are seeking pre-arrest bail in connection with C.T. Case No. 2678 of 2021 arising out Rengali P.S. Case No. 106 of 2021 pending in the Court of learned SDJM, Jharsuguda for commission of offence punishable under Sections 147 / 148/ 342/ 379/323/294/506/149 of the I.P.C.
4. On a conspectus of materials on record, ABLAPL is disposed of with the observation that the petitioners, if so advised, may surrender before the learned SDJM, Jharsuguda in the above noted case within 15 days (Fifteen) days from today.

5. In the event of their surrender and motion for bail, the application for bail shall be considered by the learned SDJM, 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 SDJM, 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. The Case Diary be made available to the concerned courts to facilitate disposal of the bail application of the petitioners, and learned SDJM, 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. Ground of parity, if any, may be considered by the learned Court below on same being canvassed by learned counsel for the petitioners at the time of consideration of the bail application.

8. Accordingly, the ABLAPL stands disposed of.

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

(V. NARASINGH)
Judge

Dhal