

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL NO.4643 OF 2020

Pintu @ Bhabani Shankar Das @ Petitioners
Bhoi & Another

Mr. T.P. Mohapatra, Advocate

-versus-

State of Odisha Opposite Party
Mr. S.K. Nayak, AGA.

CORAM:
MR. JUSTICE D.DASH

ORDER
11.03.2022

Order No.

03. 1. The matter is taken up by video conferencing mode.
2. The Petitioners having been implicated in connection with Baseli Sahi P.S. Case No.54 of 2020 corresponding to G.R. Case No.572 of 2020 on the file of learned S.D.J.M., Puri for alleged commission of offence under Section-294/385/387/506/307/394/427/34 of the IPC read with section-25 of the Arms Act, have filed this application under Section-438 of the Cr.P.C. for their release on bail in the event of their arrest in the aforesaid case.
3. Heard learned counsel for the Petitioners and learned counsel for the State.
4. Considering the submissions made and viewing the materials on record as also other surrounding circumstances, while being not inclined consider the prayer for grant of anticipatory bail to the Petitioners, this application is disposed of with the observation that in the event the Petitioners surrender before the Court in seisin of the aforesaid case and move for their release on bail, the same shall be considered on its own merit; further taking

into account the factum of release of co-accused person(s) on bail, if similarly situated with the Petitioners on the ground parity, as per law and disposed of early in accordance with law.

5. The ABLAPL is accordingly dismissed.

Interim order passed on 13.05.2020 does no more survive.

Issue urgent certified copy as per rules.

**(D. Dash),
Judge.**

Narayan

