

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.5622 of 2022

<i>Biswanath Patra and others</i>		<i>Petitioners</i>
		<i>Mr. K.K. Rout, Advocate</i>
	-versus-	
<i>State of Odisha</i>		<i>Opp. Party</i>
		<i>Mr. S. Patra, A.S.C.</i>

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER
05.09.2022

Order No.

- 02.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the petitioners and learned Additional Standing Counsel for the State.
 3. This is an application under Section 438, Cr.P.C. filed by the petitioners for anticipatory bail.
 4. The petitioners are seeking pre-arrest bail in connection with C.T. Case No.185 of 2022, arising out of Sukinda P.S. Case No.77 of 2022 pending in the court of learned Gram Nyayalaya, Sukinda for commission of offence punishable under Sections 341/307/506/494/323/34, I.P.C.
 5. It is submitted learned counsel for the petitioners that the informant is the wife of the petitioner no.1. He further submits that the petitioners and the informant belong to one family and there is a dispute between the petitioner no.1 and the informant and that the family members are falsely implicated in the present case.

6. Considering the nature of allegation, gravity of offence and the fact of the case, I am not inclined to grant anticipatory bail to the petitioners. However, it is directed that in the event the petitioners surrender and move an application for bail before the learned court in seisin over the matter within a period of three weeks from today in the aforesaid case, they shall be released on bail on such terms and conditions as would be deemed just and proper.

7. It is further directed that the bail granted to the petitioners is subject to the condition that learned court below shall verify whether injuries sustained by the injured are grievous in nature. In the event it is found that the injury is grievous in nature, this bail order shall automatically stand revoked.

8. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

