

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.6079 of 2022

- 1. Santosh Majhi**
- 2. Naresh Majhi**
- 3. Abhaya @ Abhaya Kumar
Khilar**
- 4. Rabinarayan Samal**
- 5. Pinku @ Girish Chandra
Majhi**
- 6. Biju @ Bijay Majhi**
- 7. Subash Majhi**
- 8. Prasant Majhi**

.... **Petitioners**

Mr. P.S. Nayak, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. Arupananda Das,
Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO
ORDER

22.06.2022

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard the 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 Banarpal P.S. Case No.152 of 2022 corresponding to G.R. Case No. 429 of 2022 pending in the Court of learned J.M.F.C., Banarpal for commission of alleged offences under sections 143, 147, 148, 323, 307/149 of the Indian Penal Code.

Perused the F.I.R. annexed to the anticipatory bail application.

Considering the submission made by the learned counsel for the petitioners that on account of political dispute between the parties, the case has been foisted and there are two injured persons in the case, namely, Sriram Dhirs and Srikanta Kumar Samal, who have sustained simple injuries as per the injury reports attached to the anticipatory bail application and therefore, the ingredients of the offence under section 307 are not attracted 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 any facts to the Courts or to the Investigating Officer.

Violation of any of the above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge