

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.6187 of 2022

1. Bimal Kumar Pradhan

2. Nagendra Pradhan

....

Petitioners

Mr.Arijeet Mishra, Advocate

-versus-

State of Odisha

....

Opp. Party

Mrs.Susamarani Sahoo,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

28.06.2022

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 G.R. Case No.919 of 2022 arising out of Keonjhar Sadar P.S. Case No.206 of 2022 pending in the Court of learned S.D.J.M., Keonjhar for alleged commission of offences under sections 341/323/294/354/506/34 of the Indian Penal Code.

Perused the F.I.R.

Learned counsel for the State submitted that there are two injured persons in this case, namely,

Karunakar Pradhan and Uttam Kumar Pradhan and Karunakar Pradhan has sustained simple injury whereas Uttam Kumar Pradhan has sustained grievous injury.

Learned counsel for the petitioners, on the other hand, submitted that on account of catching of fish from the village pond, the case has been foisted and the offences are triable by Magistrate and therefore, the anticipatory bail application of the petitioners may be favourably considered.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioners and the background of the case and the fact that the offences are triable by Magistrate, 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 such

facts to the Court or to the Investigating Officer.

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

The ABLAPL is accordingly disposed of.

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

(S.K. Sahoo)
Judge

RKM

