

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.6493 of 2022

1.Niranjan Parida @ Pintu

2. Kapilendra Pradhan @

Kapi

....

Petitioners

Mr. L. Mahapatra, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. A. Das,

Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

05.07.2022

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 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Balipatna P.S. Case No. 131 of 2022 corresponding to G.R. Case No. 569 of 2022 pending in the Court of learned J.M.F.C.(O), Bhubaneswar for the commission of the alleged offences punishable under sections 143, 147, 148, 186, 224, 225, 294, 323, 307, 332, 336, 337, 353, 427, 395, 506 149 of the Indian Penal Code read with section 3 of Odisha Prevention of Gambling Act, 1995 and section 7 of the

Criminal Law (Amendment Act), 1932.

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

Learned counsel for the petitioners submitted that some of the co-accused persons, who were taken into custody have already been released on bail and therefore, the petitioners may be permitted to surrender in the Court below and move for bail and the claim of parity may be taken into account.

Learned counsel for the State has no objection to such prayer.

Considering the submissions of the learned counsel for the respective parties, while not inclining to grant anticipatory bail to the petitioners, liberty is granted to the petitioners to surrender and move for bail in the Court below within a period of four weeks from today in the event of which the learned Courts below shall dispose of the same in accordance with law expeditiously and the claim of parity with the co-accused persons, who are stated to have been released on bail, shall be taken into account. The case records shall be made available to the Courts concerned for disposal of the bail application.

The ABLAPL stands disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge