

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL NO.8419 OF 2021

Karunakar Samal & Others

.... ***Petitioners***
Mr.B.P. Das, Advocate

-versus-

State of Odisha

.... ***Opposite Party.***
Mr. S. Jena, ASC.

CORAM:
MR. JUSTICE D.DASH

ORDER
25.07.2022

Order No.

- 02.
1. This matter is taken up through hybrid arrangement (virtual / physical) mode.
 2. Learned counsel for the Petitioners submits that here in the case, these Petitioners being the family members of accused Chinmaya Kumar Samal against whom the allegations as to commission of principal offence run have been unnecessarily arraigned in the case being falsely assigned with the role having no nexus with the commission of the said offence. It is further submitted that the attempt to implicate these Petitioners in the above manner is only to harass the whole family. In view of all the above and in the absence of any such impediment; he urges for grant of bail to the Petitioners.
 3. Learned Counsels for the State while not disputing the position that here as against accused- Chinmaya, the allegations in respect of commission of the principal offence run; however, opposes the move of the Petitioners in view of their role.

4. Considering the submissions and on going through the materials as placed as well as nature of accusations; further keeping in view the surrounding circumstances and in the absence of any such other impediment; it is directed that in the event of arrest of the Petitioners in connection with Kalinganagar P.S. Case No.149 of 2021 corresponding to C.T. Case No.251 of 2021 pending on the file of learned J.M.F.C., Jajpur Road; They shall be released on bail by the Arresting Officer on such terms and conditions as the Arresting Officer may deem just and proper with further condition that they will not threaten or terrorize the prosecution witnesses including the victim in any manner.

5. The ABLAPL is accordingly disposed of.
Issue urgent certified copy as per rules.

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

Narayan