

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8530 of 2022

Niranjan Khamari & Others ***Petitioners***
Mr. Suryakanta Dwibedi, Advocate

-versus-

State of Odisha ***Opposite Party***
Mr. Shashank Patra, A.S.C.

CORAM:
JUSTICE A.K.MOHAPATRA

ORDER
29.07.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioners for anticipatory bail, involving offences punishable under Sections 143/147/148/294/324/325/307/506/149, I.P.C.
4. It is submitted by learned counsel for the Petitioners that the present Petitioners have not been named in the F.I.R., but, however they are apprehending arrest in connection with the present case. So far as the assault part is concerned, it is technically mentioned in the F.I.R. that one Sukanta Kheti, Pravash Chandra Kheti and Ranjan Gaigaria assaulted the complainant by means of iron rod and 'Medha'.

5. Considering the nature of allegation, gravity of the offence and the facts of the case, although I am not inclined to grant anticipatory bail to the Petitioners, however it is observed that, in the event the Petitioners surrender before the learned J.M.F.C., Kantamal in C.T. Case No.167 of 2022 corresponding to Manamunda P.S. Case No.107 of 2022 within a period of three weeks from today, the Petitioners shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper in the facts and circumstances of the case.

6. The ABLAPL is disposed of accordingly.

7. Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)
Judge

