

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9355 of 2022

Jayananda Majhi

....

Petitioner

Mr. Jagabandhu Sahu, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. M.K. Mohanty, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

08.08.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioner for anticipatory bail.
4. The petitioner is seeking pre-arrest bail in connection with G.R. Case No.880 of 2022, arising out of Puintala P.S. Case No.132 of 2022 pending in the court of learned S.D.J.M., Balangir for commission of offence punishable under Sections 341/294/307/37, I.P.C.
5. It is submitted by learned counsel for the petitioner that the petitioner had not assaulted the victim. He further submits that the principal accused, namely, Jayaprasad Majhi, who has assaulted the victim-injured, has already been released on bail by the learned court below in BLAPL No.266 of 2022 vide order dated 22.07.2022
6. Considering the nature of allegation, gravity of offence and the

fact of the case, I am not inclined to grant anticipatory bail to the petitioner. However, it is directed that in the event the petitioner surrender before the learned court in seisin over the matter within a period of three weeks from today in the aforesaid case, he shall be released on bail on such terms and conditions as would be deemed just and proper.

7. It is further directed that the bail granted to the petitioner is subject to the condition that learned court below shall verify whether the petitioner has any criminal antecedents of similar nature. In the event it is found that the petitioner has any criminal antecedents of similar nature, this bail order shall automatically stand revoked.

8. Accordingly, the ABLAPL is disposed of.

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

Jagabandhu

