

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9387 of 2022

Sitalata Parida and another *Petitioners*
Mr. Seshadev Dash, Advocate
-versus-
State of Odisha *Opp. Party*
Mr. S. Mishra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

30.08.2022

Order No.

05. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioners and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioners for anticipatory bail.
4. The petitioners are seeking pre-arrest bail in connection with G.R. Case No.1057 of 2022, arising out of Angul Town P.S. Case No.388 of 2022 pending in the court of learned S.D.J.M., Angul commission of offence punishable under Section 420, I.P.C.
5. It is submitted by learned counsel for the petitioners that the petitioners are the parents of the principal accused, namely, Hirak Kumar Parida, who had taken away a cash of rupees one crore from the informant to arrange a seat in Sum Hospital. However, since the seat could not be arranged, the informant demanded money and when the informant went to the principal accused, the present

petitioners assured him to return money. However, other than there is no allegation against the present petitioners. It is further submitted by learned counsel for the petitioners that the principal accused has already been arrested and is in custody on 23.07.2022.

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 petitioners. However, it is directed that in the event the petitioner surrenders and moves an application for bail before the learned court in seisin over the matter within a period of three weeks from today in the aforesaid case, they shall be released on bail on such terms and conditions as would be deemed just and proper with further conditions that :-

- I. The petitioners shall cooperate with the Investigating Officer as and when required for the purpose of investigation; and
- II. they shall not default in attendance of the court during trial on each date of posting.

Violation of any of the terms and conditions shall entail cancellation of bail.

7. Accordingly, the ABLAPL is disposed of.

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

(A.K. Mohapatra)
Judge