

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9535 of 2022

Monalisa Sahoo and another ***Petitioners***
Mr. S. Dwibedi, Advocate
-versus-
State of Odisha ***Opp. Party***
Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER
30.08.2022

Order No.

- 02.
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.2941 of 2022, arising out of Ainthapalli P.S. Case No.439 of 2022 pending in the court of learned S.D.J.M., Sambalpur for commission of offence punishable under Sections 408/468/471/477/34, I.P.C.
 5. It is submitted by learned counsel for the petitioners that the petitioner no.1 is the wife and petitioner no.2 is the cousin brother of the principal accused. It is further submitted that there is no direct allegation against the present petitioners. Further, he submits that the present petitioners are no way involved in the alleged crime.

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 petitioners surrender and move 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.

6. Accordingly, the ABLAPL is disposed of.

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

(A.K. Mohapatra)
Judge