

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9712 of 2022

***Fakir Charan Biswal @ Fakir
Biswal and another***

....

Petitioners

Mr. A. Tripathy, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. S. Patra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

12.08.2022

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioners and learned 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.49 of 2022, arising out of Fategarh P.S. Case No.49 of 2022 pending in the court of learned J.M.F.C., Bhapur for commission of offence punishable under Sections 307/34, I.P.C. read with Sections 3 and 4 of the Explosive Substance Act, 1908.
5. 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 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 condition that the petitioners shall not default in attendance of the court during trial on each date of posting while on bail and they shall cooperate with the Investigating Officer as and when required for the purpose of the investigation.

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.

Jagabandhu

