

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9795 of 2022

***Khiti Chandra Nayak @ Ksheti
Chandra Nayak & Others***

.... ***Petitioners***

Mr. Salauddin Khan, Advocate

-versus-

State of Odisha

.... ***Opposite Party***

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

**CORAM:
JUSTICE A.K.MOHAPATRA**

**ORDER
16.08.2022**

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners and learned 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 offence punishable under Sections 341/307/323/34, I.P.C.
4. Considering the nature of allegation, gravity of the offence and 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 and move for bail before the learned S.D.J.M., Talcher in G.R. Case No.1081 of 2022 corresponding to Kaniha P.S. Case No.125 of 2022 within a period of three weeks from today, they 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, but subject to verification of criminal antecedents against the Petitioners as well as subject to verification of Injury Report. If it is found that there is more than one criminal antecedent of similar nature against the Petitioners, then this bail order shall automatically stand revoked. Similarly, if the injuries caused to the victim are found to be serious in nature, then also this bail order shall stand automatically revoked.

5. The ABLAPL is disposed of accordingly.
6. Urgent certified copy of this order be granted as per rules.



S.K.Parida