

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9843 of 2022

Ganesh Parida

..... Petitioner

Mr. A. Tripathy, Advocate

-versus-

State of Odisha

..... Opp. Party

Mr. S. Mishra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

17.08.2022

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.529 of 2022, arising out of Nayagarh P.S. Case No.127 of 2022 pending in the court of learned S.D.J.M., Nayagarh for commission of offence punishable under Sections 341/323/354-B/354-D/506, I.P.C.
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 petitioner. However, it is directed that in the event the petitioner surrenders 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 with further conditions that :-

- I. Petitioner shall not harass, torture, threaten, ill-treat or terrorize the informant and his/her family members in any manner whatsoever while on bail; and
- II. he shall appear before the concerned Police Station once in a week preferably on 'Sunday' in between 10.00 A.M. to 1.00 P.M. till conclusion of investigation; and
- III. further he shall he shall appear before the concerned Police Station once in a month preferably on 'Sunday' in between 10.00 A.M. to 1.00 P.M. till conclusion of trial.

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