

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9853 of 2022

Jayant Kumar Pattnaik

.... ***Petitioner***
Mr. C. Rout, 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.1810 of 2022, arising out of Talcher P.S. Case No.568 of 2022 pending in the court of learned S.D.J.M., Talcher for commission of offence punishable under Sections 294/323/324/452/509/506, I.P.C.
 5. It is submitted by learned counsel for the petitioner that due to previous family dispute, there was a tussle between the parties and that some minor injuries sustained by the either side. It is further submitted by learned counsel for the petitioner that the petitioner does not have any criminal antecedents.
 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 petitioner. 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, he shall be released on bail on such terms and conditions as would be deemed just and proper with further conditions that the petitioner shall not harass, torture, threaten, ill-treat or terrorize the informant and his/her family members in any manner whatsoever while on bail.

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

7. It is further directed that the bail granted to the petitioner is subject to the condition that learned court below shall verify whether injuries sustained by the injured are grievous in nature. In the event it is found that the injury is grievous in nature, this bail order shall automatically stand revoked.

8. Accordingly, the ABLAPL is disposed of.

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

(A.K. Mohapatra)
Judge