

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL No.9937 of 2022**

***Satyabrata Behera***

....

***Petitioner***

*Mr. D.K. Sahoo, Advocate*

*-versus-*

***State of Odisha***

....

***Opp. Party***

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

**CORAM:**

**JUSTICE A.K. MOHAPATRA**

**ORDER**

**26.09.2022**

**Order No.**

02.

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.

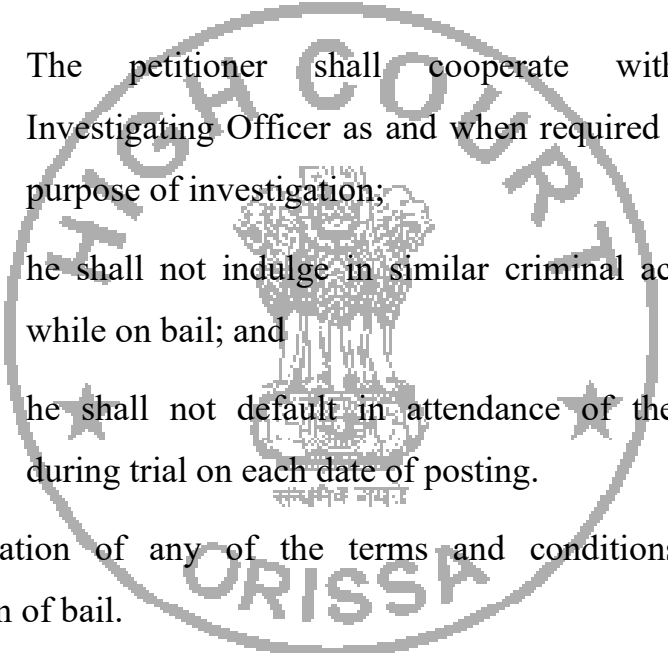
3. This is an application under Section 438, Cr.P.C. filed by the petitioner for anticipatory bail.

4. The petitioner is seeking pre-arrest bail in connection with G.R. Case No.1664 of 2022, arising out of Derabish P.S. Case No.126 of 2022 pending in the court of learned S.D.J.M., Kendrapara for commission of offences punishable under Sections 341/323/294/324/307/506/34, I.P.C.

5. It is submitted by learned counsel for the petitioner that the injured is the husband and an outsider lodged a complaint making allegation against the present petitioner. It is further submitted that the matter has been amicably settled between the husband and wife and also they are living together leading to happy conjugal life. It is also submitted that the informant filed an affidavit in support of the

contentions sworn by the injured victim in Court today. The same is accepted and be kept on record.

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 :-

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- I. The petitioner shall cooperate with the Investigating Officer as and when required for the purpose of investigation;
  - II. he shall not indulge in similar criminal activities while on bail; and
  - III. he 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.

7. Accordingly, the ABLAPL is disposed of.

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

**( A.K. Mohapatra )**  
**Judge**