

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9959 of 2022

Chandan Kumar Jena & others ***Petitioners***
Ms. Bini Mishra, Advocate

-versus-

State of Odisha ***Opp. Party***
Mr.P.K.Rout, A.G.A.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

22.08.2022

Order No.

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioners and the learned Additional Government Advocate. Perused the records.
 3. This is an application under Section 438 Cr.P.C. filed by the Petitioners for anticipatory bail.
 4. It is submitted by the learned counsel for the Petitioners that the Petitioner Nos.1 & 2 are young persons, who have nothing to do with the commission of the alleged crime. The Petitioner No.3 is a young lady, who was not even present during the commission of the crime in the vicinity. Petitioner No.4 is an old man. It is also submitted by the learned counsel for the Petitioners that the present case has been foisted with an intention to harass the present

Petitioners.

5. Considering the nature of allegations made, gravity of the 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 J.M.F.C., Jaleswar in C.T.Case No.343 of 2022 arising out of Jaleswar P.S.Case No.300 of 2022 within a period of three weeks from today and move for bail, they shall be released on bail on such terms and conditions as would be deemed just and proper by the learned Magistrate and subject to verification of criminal antecedents of similar nature against the Petitioners. It is further directed that the Petitioners while on bail shall not threaten, influence terrorise and harass the informant and his colleague in any manner whatsoever and shall cooperate with the investigation and appear before the I.O. as and when required and shall appear before the trial court on each and every date fixed. Violation of condition shall entail cancellation of bail.

6. Accordingly, the ABLAPL is disposed of.

7. Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

RKS