

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10548 of 2022

Alok Mohanty and another

..... Petitioners
Mr.R.K.Mallick, Advocate

-versus-

State of Odisha

..... Opp. Party
Mr.P.C.Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

06.09.2022

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 Standing Counsel. 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 due to previous enmity and civil dispute the present case has been foisted against the Petitioners. He also submits that there is inordinate delay in lodging the F.I.R.
 5. Considering the nature of allegations made, gravity of the offence and the facts 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 S.D.J.M.(S),

Cuttack in G.R.Case No.877 of 2022 arising out of Dargha Bazar P.S.Case No.79 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, but subject to verification of criminal antecedents of similar nature against the Petitioners. In the event it is found that the Petitioner has more than one criminal antecedent of similar nature, then this order shall not be given effect to.

6. Accordingly, the ABLAPL is disposed of.
7. Issue urgent certified copy of this order as per Rules.



RKS