

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10983 of 2022

Debabrata Nath & another

....

Petitioners

Mr. Susanta Kumar Rout, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. Shashanka Patra, A.S.C.

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

13.09.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 498-A/323/307/506/34, I.P.C. and Section 4 of the D.P. Act.
4. Learned counsel for the Petitioners submits that the Petitioners are father-in-law and mother-in-law of the Informant.
5. Considering such submission, seriousness of the allegation, gravity of the offence and the facts of the case, although I am not inclined to grant anticipatory bail to the Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned J.M.F.C., Niali in G.R. Case No.167 of 2022 corresponding to Niali P.S. Case No.184 of 2022 within a period of

three weeks from today, they shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper in the facts and circumstances of the case.

While imposing conditions for bail, learned Magistrate shall also impose the following additional conditions –

- (i) While on bail, the Petitioners shall not threaten, terrorise, ill-treat or harass the Informant and her family members in any manner whatsoever;
- (ii) They shall cooperate with the investigation and shall appear before the I.O. as and when required for the said purpose.

Violation of any of the conditions shall entail cancellation of bail of the Petitioners.

6. The ABLAPL is disposed of accordingly.
7. Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)
Judge