

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11080 of 2022

Bishal Agarwalla

....

Petitioner

Mr. Debi Prasad Pattnaik, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. M.K. Mohanty, A.S.C.

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

14.09.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 294/323/379/506/34, I.P.C.
4. It is submitted by learned counsel for the Petitioner that there is previous dispute between both sides, as a result of which case and counter case have been filed, and the present case is the counterblast to the F.I.R. filed at the instance of the present Petitioner.
5. Considering the 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 Petitioner, however it is observed that, in the event the Petitioner surrenders and moves for bail before the learned

S.D.J.M., Angul in G.R. Case No.1133 of 2022 corresponding to Angul P.S. Case No.415 of 2022 within a period of three weeks from today, he 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, but subject to verification of Criminal Antecedents of the Petitioner. If it is found that there is more than one criminal antecedent of similar nature against the present Petitioner, then this bail order shall stand revoked automatically.

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

(A.K. Mohapatra)
Judge

S.K.Parida

