

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11283 of 2022

Lokanath Parida and others

....

Petitioners

Mr. B. Satapathy, Advocate

-versus-

State of Odisha

....

Opp. Party

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

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

11.10.2022

Order No.

- 03.
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. for grant of anticipatory bail to the petitioners in connection with G.R. Case No.87 of 2021 arising out of Rajnagar P.S. Case No.69 of 2021 pending in the Court of learned NGN-cum-J.M.F.C., Rajnagar for alleged commission of offences under Sections 341/294/323/354-B/506/34, I.P.C.
 4. Learned counsel for the petitioners submits that the present dispute arises out of a civil dispute as a result of which scuffled took place between the parties and a false case has been foisted against the present petitioner.
 5. Considering the nature of allegation, gravity of 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 and move 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, they shall be released on bail on such terms and conditions as would be deemed just and proper with further conditions that :-

- I. The petitioners shall cooperate with the Investigating Officer as and when required for the purpose of investigation;
- II. they shall not threaten, harass and terrorize the informant and her /his family members in any manner whatsoever; and
- III. they 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.

6. Accordingly, the ABLAPL is disposed of.

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

Jagabandhu

(A.K. Mohapatra)
Judge