

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11301 of 2022

Narayan Meher and others

Petitioners

....
Mr. Aswini Kumar Karmi, Advocate

-versus-

State of Odisha

.... ***Opposite Party***

Mr. S. Mishra, A.S.C.

**CORAM:
JUSTICE A.K. MOHAPATRA**

**ORDER
15.09.2022**

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners, learned Addl. Standing Counsel for the State. Perused the records.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 294, 506, 323, 354/34 of the Indian Penal Code.
4. 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 Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned S.D.J.M., Athamallik in G.R. Case No.853 of 2022 corresponding to Kiakata P.S. Case No.79 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) The Petitioners shall appear before the I.O. and shall cooperate with the investigation as and when required by the I.O.;
- (ii) He shall appear before the trial court on each date fixed for trial, without fail.
- (iii) He shall not threaten, influence, terrorise or harass the informant and her family members in any manner whatsoever.

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

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

(A.K. Mohapatra)
Judge

RKS