

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11748 of 2022

Sukadev Martha & another

Petitioners

....
Mr.Laxmikanta Behera, Advocate

-versus-

State of Odisha

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

Mr. S.Patra, A.S.C.

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

**ORDER
21.09.2022**

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 465, 467, 468, 471, 294, 341, 447, 387, 506/34 of the Indian Penal Code.
4. It is submitted by the learned counsel for the Petitioners that there exist a civil suit between the Petitioners and the informant He further submits that the complainant is the defendant in the said civil suit. Further, it is submitted that there is a status quo order in the civil suit. He further submits that the present case has been foisted against the Petitioners only to harass them.

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 Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned S.D.J.M., Bhubaneswar in C.T.Case No.4734 of 2022 arising out of Sahidnagar P.S.Case No.364 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.

6. The ABLAPL is disposed of accordingly.

7. Urgent certified copy of this order be granted as per rules.

(A.K. Mohapatra)
Judge

RKS

