

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11954 of 2022

Kalia @ Rajesh Behera

Petitioner

....
Mr. Satyaprem Mohanty, Advocate

-versus-

State of Odisha

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

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

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

Order No.

**ORDER
13.10.2022**

02. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner, learned Addl. Standing Counsel for the State. Perused the records.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 323, 294, 336, 307, 506/34 of the Indian Penal Code.
4. It is submitted by the learned counsel for the Petitioner that the principal accused has already been released on bail in the meantime. He further submits that the injuries are simple in nature.
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 J.M.F.C.(R), Cuttack in G.R.Case No.2422 of 2022 arising out of Choudwar P.S.Case No.436 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 injury.

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

(A.K. Mohapatra)
Judge

RKS

