

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12093 of 2022

Katimani Barik & others

Petitioners

....
Mr. Sk.Zafarulla, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr. M.K.Mohanty, A.S.C.

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

ORDER
24.09.2022

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 363,366,294,506/34 of the Indian Penal Code read with Section 4 & 5 of the Child Marriage Restraint Act, 1929.
4. It is submitted by the learned counsel for the Petitioner that Bankesh Parmanik has been released on anticipatory bail in ABLAPL No.5158 of 2020 vide order dated 15.03.2022.
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

J.M.F.C.(Rural), Balasore in C.T.Case No.366 of 2020 arising out of Balasore Sadar P.S. Case No.121 of 2020 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) They shall not threaten, influence, terrorise or harass the informant and his family members in any manner whatsoever, while on bail.

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

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

(A.K. Mohapatra)
Judge