

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12206 of 2022

Sk. Abu Nasar and others *Petitioners*
Mr. Biswaranjan Dalai, Advocate
-versus-
State of Odisha *Opp. Party*
Mr. S. Mishra, 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 and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioners for anticipatory bail.
4. The petitioners are seeking pre-arrest bail in connection with G.R. Case No.1932 of 2022, arising out of Kendrapara P.S. Case No.165 of 2022 pending in the court of learned S.D.J.M., Kendrapara for commission of offences punishable under Sections 341/323/294/452/354/506/379/34, I.P.C.
5. It is submitted by learned counsel for the petitioners that the present case arose between the parties with regard to family disputes. Further, he submits that there is a case and counter case has been filed to the counter blast. It is also submitted by learned counsel for the petitioner that petitioner has also sustained some injuries.
6. 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; and
- II. they shall not threaten, harass and terrorize the informant and her /his family members in any manner whatsoever.

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.

(A.K. Mohapatra)
Judge