

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12738 of 2022

Subash Chandra Mallick ***Petitioner***
Mr. Samarendra Mohanty, Advocate

-versus-

State of Odisha & another ***Opposite Parties***
Mr. M.K. Mohanty, A.S.C.

CORAM:
JUSTICE A.K.MOHAPATRA

ORDER
30.09.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 498-A/323/324/506/34, I.P.C. and Section 4 of the D.P. Act.
4. Considering the seriousness of the allegation, gravity of the offence and 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 S.D.J.M., Jagatsinghpur in G.R. Case No.1365 of 2022 corresponding to Jagatsinghpur P.S. Case No.601 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 the following further conditions –

(i) The Petitioner shall appear before the I.O. and shall cooperate with the investigation as and when required;

(ii) He shall not threaten, terrorise, ill-treat or harass the Informant and her family members or the prosecution witnesses in any manner whatsoever, while on bail; and

(iii) He being the husband, shall take care and look after the wellbeing of the Informant so long as the matrimonial relationship subsists between them as per law. Also, he shall provide day-to-day expenses of the Informant in all respect for her survival.

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