

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12944 of 2022

Babu Behera @ Rajesh Behera

Petitioner

....

Mr.A.S.Paul, Advocate

-versus-

State of Odisha

....

Opposite Party

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

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

12.10.2022

Order No.

01. 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 341, 294, 323, 307, 379, 506/34 of the Indian Penal Code.
4. 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., Banarpal in G.R.Case No.722 of 2021 arising out of Jarpada P.S.Case No.182 of 2021 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 and

criminal antecedents of similar nature. Case Diary and Injury Report be made available before the court below on the date of surrender.

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

(A.K. Mohapatra)
Judge

RKS

