

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13072 of 2022

Sk. Samiulla & another

.... Petitioners
Mr. MD. Riaz, Advocate

-versus-

State of Odisha

.... Opp. Party
Mr. Sasanka Patra, ASC.

CORAM:
JUSTICE CHITTARANJAN DASH

ORDER
21.11.2022

Order No.

- 05.
1. Heard learned counsel for the Petitioners and learned counsel for the State.
 2. This is an application for bail U/s.438 Cr.P.C. filed by the Petitioners in apprehension of arrest for their alleged involvement in the offences U/s. 498-A/302/304-B/34 of IPC & Section-4 of D.P Act.
 3. Learned counsel for the State obtained the up-to-date case diary along with the Post Mortem report. It is submitted that the nature of death of the deceased is consistent with antemortem hanging. The Petitioners before this Court are the father-in-law and sister-in-law.
 4. Keeping in view the submission of the parties, the nature of allegations as emerged from the materials on record, the circumstances appearing, the seriousness and gravity of the offences, while this court is not inclined to grant the anticipatory

bail, it is directed that in the event the Petitioners surrender and move for bail in connection with G.R Case No.2494 of 2022 arising out of Cuttack Sadar P.S. Case No.421 of 2022 pending in the court of learned J.M.F.C (R)., Cuttack within a period of three weeks' from today, they shall be allowed to go on bail on such terms and conditions as would be deemed just and proper by the said court with further conditions that the Petitioners shall appear in person before the learned court below on each date of posting of the case with further condition as follows:

- (i). The Petitioners shall cooperate with the investigation and appear before the I.O. as and when required by the I.O;
- (ii). They shall not indulge in criminal activities while on bail.
- (iii). They shall appear before the court below on each and every date fixed.

★ Violation of any of the conditions shall entail cancellation of bail of the Petitioners.

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

B.K Sahoo