

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13283 of 2022

Bikash Nahak and others

Petitioners

....
Mr.Anupam Dash, Advocate

-versus-

State of Odisha

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

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

ORDER
17.10.2022

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 147, 148, 294, 225, 341, 332, 335, 186/149 of the Indian Penal Code read with Sections 3 & 4 of Public Property (Prevention of Damage) Act, 1985 and Section 7 of Criminal Law (Amendment) Act, 1932.
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 Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned J.M.F.C., Kodala in G.R.Case No.425 of 2021 arising out of Kodala P.S.Case No.487 of 2021 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, but subject to verification of criminal antecedents.

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

(A.K. Mohapatra)
Judge

RKS

