

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13786 of 2022

Hira Lal Ray & another

....

Petitioners

Mr. Biswaranjan Dalai, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. Debasish Biswal, A.S.C.

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

18.11.2022

Order No.

02.

1. Heard the learned counsel for the Petitioners and the State.
2. By means of this application U/s.438 Cr.P.C., the Petitioners seek grant of bail in apprehension of arrest for his alleged involvement in the offences U/s. 341/323/324/307/34, I.P.C., in connection with Burla P.S. Case No.454 of 2022 corresponding to G.R. Case No.3461 of 2022 pending in the court of learned S.D.J.M., Sambalpur.
3. Regard being had to the facts and submission of the parties, nature of allegations as emerged from the materials on record, and the seriousness and gravity of the offence, it is directed that in the event the Petitioners surrender and move for bail before the learned S.D.J.M., Sambalpur in the aforesaid G.R. Case within a period of three weeks hence, they shall be admitted to bail on such terms and conditions as would be deemed just and proper by the said court, but subject to verification of criminal antecedents of the Petitioners,

and in case more than one criminal antecedents of similar nature to the present case is found in the credit of the Petitioners, then this bail order shall not be given effect to. However, in case the court proposes to grant bail the same shall be subject to the following further conditions –

- (i) The Petitioners shall appear before the I.O. and shall cooperate with the investigation, as and when required;
- (ii) They shall also appear before the trial court on each date of trial, without fail, till conclusion of the trial.
- (iii) They shall not threaten, terrorise, ill-treat or harass the Informant and her family members including the prosecution witnesses in any manner and shall not try to tamper with the prosecution evidence in any manner whatsoever, while on bail.
- (iv) Violation of any of the conditions, as above, shall entail cancellation of the bail automatically.

4. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

S.K. Parida