

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13857 of 2022

Banamali Khatua & another

Petitioners
....
Mr. Arijeet Mishra, Advocate

-versus-

State of Odisha

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

**CORAM:
JUSTICE CHITTARANJAN DASH**

ORDER

15.11.2022

Order No.

02.

1. Heard the learned counsel for the Petitioners and the State.
2. This is an application for bail U/s.438 Cr.P.C. filed by the Petitioners in anticipation of arrest for their alleged involvement in the offences U/s. 341/294/323/307/506/34, I.P.C. in connection with Korei P.S. Case No.357 of 2022 corresponding to C.T. Case No.1386 of 2022 pending in the Court of learned J.M.F.C., Jajpur Road.
3. It is submitted by the learned counsel for the state that the injuries caused to the injured are simple in nature.
4. Regard being had to the facts and submission of the parties, the nature of allegations as emerged from the materials on record, seriousness and gravity of the offence, it is directed that in the event the Petitioners surrender and move for bail before the learned J.M.F.C., Jajpur Road in the aforesaid C.T. 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 the following further conditions –

- (i) The Petitioners shall appear before the I.O. once in a week till submission of charge-sheet;
- (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 his family members including the prosecution witnesses in any manner and shall not try to tamper with the prosecution evidence in any manner, while on bail.
- (iv) They shall not indulge in any other criminal case in any manner while on bail.

Violation of any of the conditions, as above, shall entail cancellation of the bail automatically.

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

S.K. Parida