

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13950 of 2022

Sudarshan Sethi & Others ***Petitioners***
Mr. Jayanta Kumar Majhi, Advocate

-versus-

State of Odisha ***Opposite Party***
Mr. Shashanka Patra, A.S.C.

CORAM:
JUSTICE CHITTARANJAN DASH

ORDER
23.11.2022

Order No.

- 03.
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 apprehension of arrest for their alleged involvement in the offences U/s. 448/341/323/294/326/354/379/506/34, I.P.C., in connection with Baliapal P.S. Case No.207 of 2022 corresponding to C.T. Case No.628 of 2022 pending in the court of learned J.M.F.C., Basta.
 3. Learned counsel for the State is equipped with the up-to-date Case Diary and submits that the injury sustained by the injured is grievous in nature.
 4. Learned counsel for the Petitioners does not press this bail application in respect of Petitioner no.1 – Sudarshan Sethi. Accordingly, the ABLAPL is dismissed as not pressed, so far as Petitioner No.1 – Sudarshan Sethi is concerned.

5. So far as Petitioner Nos.2, 3, 4, 5 & 6 are concerned, keeping in view the submission of the parties and having gone through the nature of allegations as emerged from the materials on record, and further the circumstances appearing, the seriousness and gravity of the offences, while this court is not inclined to grant anticipatory bail, it is directed that in the event Petitioner Nos.2, 3, 4, 5 & 6 surrender and move for bail before the learned J.M.F.C., Basta in the aforesaid C.T. Case, 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, but 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 his family members including the prosecution witnesses in any manner and shall not tamper with the prosecution in any manner whatsoever, while on bail.
- (iv) Violation of any of any of the conditions shall entail cancellation of bail.

6. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge