

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14129 of 2022

Dipti Ranjan Swain

....

Petitioner

Mr. Srikanta Mahunta, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. Debasis Biswal, ASC

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

04.11.2022

Order No.

01.

1. Heard learned counsel for the Petitioner and the State.

2. By means of this application under Section 438 Cr.P.C., the Petitioner seeks bail in anticipation of his arrest for alleged involvement in the offence under Sections 341/323/325/307/294/506/34 IPC.

3. Perusal of the record. It appears that there is case and counter case between the parties to the self same incident.

4. Considering the facts and the other materials available on record, keeping in view the case and counter case and submission of the parties and having gone through the nature of allegations as emerged from the material on record and further the circumstances appearing, the seriousness and gravity of the offences, it is directed that in the event the Petitioner surrenders in connection with

Dhenkanal Sadar P.S. Case No.547 of 2022 corresponding to G.R. Case No.1427 of 2022 pending in the court of learned S.D.J.M., Dhenkanal within a period of two weeks' hence and moves for bail, he shall be released on such terms and conditions as would be deemed just and proper by the said court with further conditions that he shall appear in person before the court below on each date of posting of the case unless specifically exempted by the court concerned.

5. It is made clear that the learned court below shall verify the criminal antecedent of the Petitioner, if necessary, be admitting the Petitioner to bail provisionally till the information is received and in case more than one antecedent is noticed, the order of this Court shall not be given effect to and the Court shall be free to deal with the matter of bail according to its merit without further reference to the present case.

6. The ABLAPL is disposed of.

(Chittaranjan Dash)
Judge