

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14164 of 2022

Rajesh Chandra Behera

....

Petitioner

Mr. L.N. Rayatsingh, Advocate

-versus-

State of Odisha

....

Opposite Party

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

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

21.11.2022

Order No.

02.

1. Heard the learned counsel for the Petitioner and the State.
2. This is an application for bail U/s.438 Cr.P.C. filed by the Petitioner in apprehension of arrest for his alleged involvement in the offences U/s. 341/385/294/323/506/325/307/427/379/34, I.P.C. in connection with Aska P.S. Case No.498 of 2022 corresponding to G.R. Case No.1008 of 2022 pending in the court of learned J.M.F.C., Aska.
3. 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, this court is not inclined to grant the anticipatory bail, however, it is directed that in the event the Petitioner surrenders and moves for bail before the learned J.M.F.C., Aska in the aforesaid G.R. Case, within a period of three

weeks from today, he 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 Petitioner shall appear before the I.O. and shall cooperate with the investigation as and when required;
- (ii) He shall also appear before the trial court on each date of trial, without fail, till conclusion of the trial.
- (iii) He shall not threaten, terrorise, ill-treat or harass the Informant and his family members including the prosecution witnesses in any manner whatsoever.
- (iv) He shall not indulge in any other crime of similar nature to the present case, in any manner whatsoever, while on bail.
- (v) Violation of any of any of the conditions shall entail cancellation of bail.

4. The ABLAPL is disposed of accordingly.

(*Chittaranjan Dash*)
Judge

S.K. Parida