

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14643 of 2021

Kanha @ Lokanath Das* *Petitioner

Mr.P.P. Parida, Advocate

-versus-

State of Odisha* *Opp. Party

*Mr. A. Das,
Addl. Government Advocate*

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
30.03.2022**

Order No.

03. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard the learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Nayapalli P.S. Case No. 478 of 2021 corresponding to C.T. Case No. 5702 of 2021 pending in the Court of learned S.D.J.M., Bhubaneswar for the commission of the alleged offences punishable under sections 147, 323, 324, 307, 427, 148, 149 of the Indian Penal Code.

Learned counsel for the State on instruction submitted that there is only one injured in this case namely, Babul Samantray and he has sustained simple injury.

Perused the first information report annexed to the anticipatory bail application.

Considering the submission made by the learned counsel for the petitioner the ingredients of the offence under section 307 of the Indian Penal Code are not attracted and taking into account the nature of accusation against the petitioner and the nature of injury sustained by the injured, I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, he shall be released on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that he shall make himself available for interrogation by the I.O. as and when required and he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing any facts to the Courts or to the Investigating Officer.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge