

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14462 of 2022

Chakradhar Nayak & Others

Petitioners

Mr. Mithun Das, Advocate

-versus-

State of Odisha

.... Opposite Party

Mr. Debasish Biswal, A.S.C.

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

22.11.2022

Order No.

- 02.
1. Heard the learned counsel for the Petitioners and the State.
 2. By means of this application, the Petitioners seek grant of bail under Section 438, Cr.P.C. in apprehension of arrest for their alleged involvement in the offence under Sections 341/326/307/294/506/323/34, I.P.C., in connection with Binjharpur P.S. Case No.501 of 2022 corresponding to C.T. Case No.1915 of 2022 pending in the court of learned S.D.J.M., Jajpur.
 3. Having regard to the facts and circumstances of the case, materials appearing in the record, nature of allegation and seriousness and gravity of the offence, while this Court is not inclined to entertain the application of the petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned S.D.J.M., Jajpur 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. and shall cooperate with the investigation as and when required;
- (ii) They shall not threaten, terrorise, ill-treat or harass the Informant and his family members as well as the prosecution witnesses in any manner and shall not tamper with the prosecution evidence in any manner whatsoever, while on bail.
- (iii) They shall also appear in the trial court on each date of trial, without fail, till conclusion of the trial;
- (iv) They shall not indulge in any other offence of similar nature to the present one, in any manner whatsoever, while on bail.
- (iv) Violation of any of any of the conditions shall entail cancellation of bail.

4. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge