

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14463 of 2022

Mithun Gouda and another

.... Petitioners
Mr. S. Patnaik, Advocate

-versus-

State of Odisha

.... Opp. Party
Mr. M.K. Mohanty, ASC

**CORAM:
JUSTICE CHITTARANJAN DASH**

**ORDER
22.11.2022**

Order No.

01. 1. Heard learned counsel for the Petitioner and the State.
2. This is an application for bail U/s.438 Cr.P.C. filed by the Petitioners in anticipation of arrest for their alleged involvement in the offences U/s.341/323/324/294/307/34 IPC.
3. Keeping in view the submission of the parties, the nature of allegations, further the circumstances appearing, the seriousness and gravity of the offences, while this court is not inclined to grant the anticipatory bail, it is directed that in the event the Petitioners surrender in connection with Tarasing P.S. Case No.339 of 2022 corresponding to G.R. Case No.1516 of 2022 pending in the court of learned S.D.J.M., Bhanjanagar within a period of two weeks' hence and moves for bail, they shall be released on such terms and conditions as would be deemed just and proper by the said court with further conditions that they shall appear in person before the

court below on each date of posting of the case unless specifically exempted by the court concerned with the further conditions that they shall appear before the IO as and when required, shall not threaten or intimidate the Informant party in any manner whatsoever and shall cooperate with the investigation.

4. It is made clear that the learned court below shall verify the criminal antecedent of the Petitioners, if necessary, by admitting the Petitioners 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.

5. The ABLAPL is disposed of.

(Chittaranjan Dash)
Judge