

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14787 of 2022

Debendra Kumar Joshi

.... ***Petitioner***
Mr. L.N. Patel, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr. Shashanka Patra, A.S.C.

**CORAM:
JUSTICE CHITTARANJAN DASH**

Order No.

**ORDER
05.12.2022**

01. 1. Heard the learned counsel for the Petitioner and the State.
2. By means of this application, the Petitioner seeks grant of bail U/s.438 Cr.P.C. in apprehension of arrest for his alleged involvement in the offences U/s. 341/294/323/307/506/34, I.P.C. in connection with Gaisilat P.S. Case No.242 of 2022 corresponding to G.R. Case No.1162 of 2022 pending in the court of learned S.D.J.M., Padampur.
3. Keeping in view the submissions 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 S.D.J.M., Padampur 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 verification of criminal antecedents of the Petitioner.

4. If more than one criminal antecedent is noticed to the credit of the present Petitioner, this order shall not be given effect to. However, in case the learned Magistrate allows the Petitioners to go on bail being satisfied that no antecedents stands to the credit of the Petitioner, then the following further conditions shall be imposed –

- (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.
- (iii) He shall not threaten, intimidate, terrorise, ill-treat or harass the Informant and his family members including the prosecution witnesses in any manner and shall not tamper with the prosecution evidence in any manner whatsoever.
- (iv) Violation of any of the conditions shall entail cancellation of bail of the Petitioners.

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

S.K. Parida