

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 14928 of 2022

Akshya Kumar Digal and Others* *Petitioners

Mr. Amitav Tripathy, Advocate

-versus-

State of Odisha* *Opposite Party

Mr. M. K. Mohanty, ASC

**CORAM:
JUSTICE CHITTARANJAN DASH**

Order No.

**ORDER
08.12.2022**

01. 1. Heard learned Counsel for the Petitioners and the State.
2. This is an application for bail U/s. 438 Cr.P.C. filed by the Petitioners in apprehension of arrest for their alleged involvement in the offences U/s. 147/148/294/427/341/323/353/337/354/379/506/149 of IPC.
3. Keeping in view the submission of the parties, the nature of allegations as emerged from the materials on record, 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 and move for bail in connection with Khajuripada P.S. Case No.125 of 2022 corresponding to C.T. Case No.705 of 2022 pending in the court of learned S.D.J.M., Phulbani within a period of three weeks hence and move 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 further condition as follows:-

- (i) The Petitioners shall cooperate with the investigation and appear before the I.O. once in a week till submission of Final Form;
- (ii) they shall not indulge in threatening and intimidating the informant.

Violation of any of the conditions shall entail cancellation of bail of the Petitioners.

4. It is made clear that the learned court below shall verify the criminal antecedent of the Petitioners. In case more than one antecedent dealing with liquor or any other antecedents are noticed, the order of this Court shall not be given effect to and the court shall be free to deal with matter of bail according to its merit without further reference to the present.

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

B.K Sahoo/AKPradhan