

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 15002 of 2022

***Raghunath Mohapatra @
Mahapatra and Others***

....

Petitioners

Mr. P. C. Jena, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. Debasis Biswal, ASC

**CORAM:
JUSTICE CHITTARANJAN DASH**

**ORDER
12.12.2022**

Order No.

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. 341/323/294/354/506/34 IPC.
3. Learned counsel for the Petitioners submits that after two months of occurrence the FIR has been filed. He further submits that the dispute is with regard to the ancestral property.
4. 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, it is directed that in the event the Petitioners surrender and move for bail in connection with Khurda P.S. Case No.568 of 2022 corresponding to G.R. Case No.1882 of 2022 pending in the court

of learned S.D.J.M., Khurda 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. However, if the learned court allows the Petitioners to go on bail, then the following further conditions shall be imposed:-

- (i) The Petitioners shall appear before the I.O. and shall cooperate with the investigation as and when required.
- (ii) they shall also appear before the trial court on each date of trial, without fail, till conclusion of the trial;
- (iii) they shall undertake not to quarrel with the Informant and cooperate with her;
- (iv) they shall not threaten, intimidate or terrorize the Informant in any manner;
- (v) they shall not tamper with the prosecution evidence in any manner whatsoever and
- (vi) they shall not indulge in any other crime of similar nature or otherwise to the present case, in any manner whatsoever, while on bail.

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

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge