

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15510 of 2021

Budhi Malik

....

Petitioner

Mr.J.K. Majhi, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr.D.K. Pani,
Addl. Standing Counsel

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
04.01.2022**

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438, Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Khantapada P.S. Case No.201 of 2021 corresponding to C.T. Case No.629 of 2021 pending in the court of learned J.M.F.C. (R), Balasore for alleged commission of offences under sections 341, 294, 323, 326, 307, 354/34 of the Indian Penal Code.

Considering the submissions made by the learned counsel for the petitioner that the main accusation of assault is against the co-accused

Nilamani Malik and the petitioner being the wife of the said co-accused, she has been falsely implicated in the case, keeping in view the proviso to section 437(1) Cr.P.C., I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, she shall be released on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that she shall make herself available for interrogation by the I.O. as and when required and she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing any facts to the Courts or to the investigating Officer.

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

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo