

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15460 of 2022

Bibhisana Malik and others ***Petitioners***
Mr. Ranjit Mohanty, Advocate
-versus-

State of Odisha ***Opposite Party***
Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

19.12.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioners and learned Additional Standing Counsel for the State.
3. This is an application under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with G.R. Case No.846 of 2022 arising out of Aul P.S. Case No.464 of 2022 pending in the Court of learned J.M.F.C., Aul for alleged commission of offences under Sections 498-A/323/294/354-A/354-B/506/34, I.P.C. read with Section 4 of the D.P. Act.
4. Considering the nature of allegation, background of the case, gravity of offence and the fact of the case, I am not inclined to grant anticipatory bail to the petitioners. However, it is directed that in the event the petitioners surrender and move an application for bail before the learned court in seisin over the matter within a period of

three weeks from today in the aforesaid case, they shall be released on bail on such terms and conditions as would be deemed just and proper with further conditions that :-

- I. The petitioners shall cooperate with the Investigating Officer as and when required for the purpose of investigation;
- II. they shall not tamper with the prosecution evidence in any manner whatsoever;
- III. they shall not default in attendance of the court during trial on each date of posting; and
- IV. they shall not threaten, harass and terrorize the informant and her /his family members in any manner whatsoever.

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

8. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(A.K. Mohapatra)
Judge