

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15947 of 2021

1. Laxmidhar Malik @ Jena Petitioners
2. Pabitra Malik

Mr. S. Dash, Advocate

-versus-

State of Odisha Opp. Party

Mr. Arupananda Das,
Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

12.01.2022

Order No.

01.

This matter is taken up by video conferencing mode.

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

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with C.T. Case No.1750 of 2021 arising out of Jenapur P.S. Case No.324 of 2021 pending in the Court of learned J.M.F.C., Chandikhole for alleged commission of offences under sections 292-A(a)/294/465/469/506/509/34 of the Indian Penal Code read with sections 67/67a of the Information Technology (Amendment) Act, 2008.

Perused the F.I.R.

Learned counsel for the petitioners submitted that one of the co-accused has been arrested in connection with the case and he has been released on bail and the

petitioners stand on the similar footing.

In view of the submission made by the learned counsel for the petitioners, while not inclining to grant anticipatory bail to the petitioners, it is observed that in the event the petitioners surrender in the Court below and move for bail before the learned Court below, the same shall be disposed of as expeditiously as possible by the Courts below in accordance with law and claim of parity with the co-accused shall be taken into account at the time of adjudication of the bail application. The case records shall be made available to the Court concerned.

The ABLAPL is accordingly disposed of.

Parties may utilize the soft copy of this order available in the High Court's website or print out thereof at par with certified copy in the manner prescribed vide Office Order dated 7th January 2022.

(**S.K. Sahoo**)
Judge

RKM