

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 16287 of 2021

1. Naresh Kumar Mantry
2. Gouranga Charan
Mantry

.... **Petitioners**

Mr. P.Beura, Advocate

-versus-

State of Odisha

.... **Opp. Party**

Mr.A.K. Beura,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

20.01.2022

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 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Athagarh P.S. Case No.166 of 2013 corresponding to C.T. Case No.417 (A) of 2013 pending in the court of learned S.D.J.M., Athagarh for alleged commission of offences under sections 147/148/452/341/323/294/354/379/307/

506/149 Indian Penal Code.

In view of the nature and gravity of the accusation against the petitioners and since it is a case of the year 2013 and the charge sheet has also been submitted in the same year and as the petitioners have been shown as absconders, I am not inclined to release the petitioners on anticipatory bail.

Learned counsel for the petitioners submits that some of the co-accused persons have already been released on bail. He further submitted that the petitioners may be permitted to surrender in the Court below and move for bail and the claim of parity may be taken into account while adjudicating the bail application.

Considering the submissions made by the learned counsel for the petitioners, it is ordered that in the event the petitioners surrender and move for regular bail before the learned Court below, the same shall be considered in accordance with law expeditiously and while disposing of the bail application, the learned Courts below shall consider the claim of parity with the co-accused persons, who are stated to have been released on bail. The case records shall be made available to

the Court concerned.

The ABLAPL stands 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

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