

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15957 of 2022

Judhisthir @ Jujhia and another ***Petitioners***
Mr. T. Panigrahi, Advocate

-versus-

State of Odisha ***Opp. Party***
Mr. M.K. Mohanty, ASC

CORAM:
JUSTICE CHITTARANJAN DASH

ORDER
21.12.2022

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.379/294/323/354/506/34 IPC.
3. Learned counsel for the State submits that the injuries sustained by the injured are grievous in nature. However, no criminal antecedent is obtained.
4. Keeping in view of the nature of allegation, the circumstances appearing, the seriousness, gravity of the offences and the injuries suffered by the injured in absence of offence having been added to the FIR, this Court while not inclined to grant anticipatory bail, it is directed that in the event the Petitioners surrender in connection with Sadar P.S. Case No.286 of 2022 corresponding to G.R. Case No.533 of 2022 pending in the court of learned S.D.J.M., Puri

within a period of two 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 with further conditions that they shall appear in person before the court below on each date of posting of the case unless specifically exempted by the court concerned; shall appear before the IO as and when required; shall not threaten or intimidate the Informant party in any manner whatsoever and shall cooperate with the investigation. Violation of any of the conditions shall entail cancellation of bail of the Petitioners.

5. It is made clear that the learned court below shall verify the criminal antecedent of the Petitioners. In case more than one antecedent is noticed, the order of this Court shall not be given effect to and the court shall be free to deal with the matter of bail according to its merit without further reference to the present.

6. The ABLAPL is disposed of.

(Chittaranjan Dash)
Judge

KC Bisoi