

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 16827 of 2021

Shoaib Akhtar

....

Petitioner

Mr.P.K. Nayak, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. A.K. Beura

Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

Order No.

27.01.2022

01. This matter is taken up through Video Conferencing Mode.

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

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Plantsite P.S. Case No.503 of 2021 corresponding to G.R. Case No.2358 of 2021 pending in the Court of learned S.D.J.M., Panposh, Rourkela for alleged commission of offences under sections 341/323/324/506/34 of the Indian Penal Code.

Perused the F.I.R. annexed to the anticipatory bail application.

Learned counsel for the petitioner submitted that the petitioner and the informant belonged to the same locality and the injuries sustained by the injured are simple in nature and the allegations against the petitioner are omnibus in nature and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State submitted that the case has turned to one under section 307 of the Indian Penal Code and there are five injured persons in this case and injury reports of four injured persons are available in the case diary which show that they have sustained bruises and abrasions and the injuries have been opined to be simple in nature.

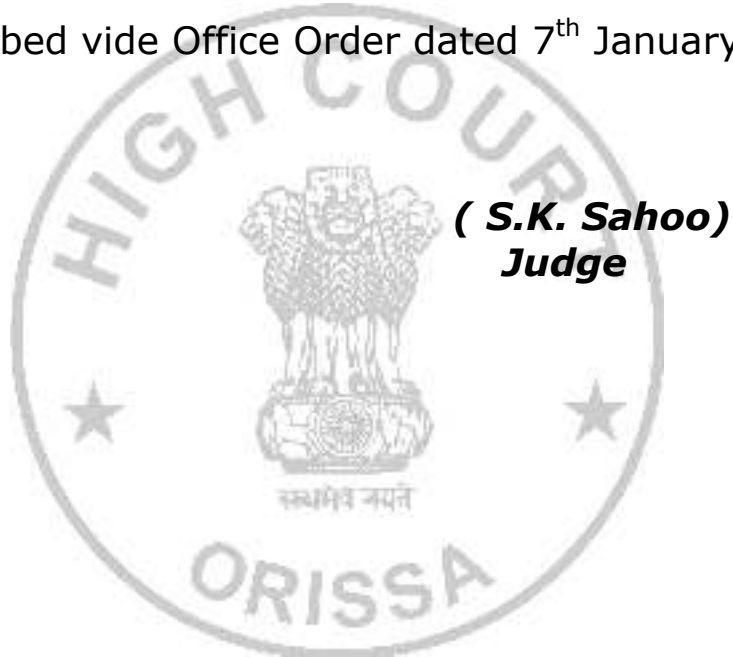
Considering the submissions made by the learned counsel for the respective parties, nature of accusation against the petitioner, nature of injuries sustained by the injured persons, I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, he 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 he shall make himself available for interrogation by the I.O. as and when required and they 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 conditions shall entail cancellation of bail.

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.

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(S.K. Sahoo)
Judge