IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2457 of 2024

Smt. Sabitri Malik @ Sabi and others .... ***Petitioners***

Mr. S.N. Mishra(4), Advocate

-versus-

State of Odisha .... ***Opp. Party***

Mr. M.K. Mohanty, ASC

CORAM:
JUSTICE CHITTARANJAN DASH

ORDER

Order No. **21.03.2024**

01. 1. Heard the learned counsel for the Petitioners and the State.

2. By means of this application, the Petitioners seek grant of bail U/s.438 Cr.P.C. in apprehension of arrest for their alleged involvement in the offences U/s.149/341/294/323/307/324/354/354-B/458/506 of IPC in connection with Basudevpur P.S. Case No.81 of 2024 corresponding to G.R. Case No.131 of 2024 pending in the court of the learned J.M.F.C., Basudevpur.

3. As reveals from the F.I.R. on 04.02.2024 at about 3.30 p.m. there was a quarrel between the children in a cricket match. In that quarrel the accused persons interfered and assaulted her children and when she protested they threatened her. At about 6 p.m. when the Informant was alone in her house, the accused persons came with deadly weapons abused and assaulted her family members.

4. Considering the submission of the learned counsel for the Petitioners, nature of allegations, the circumstances appearing, the seriousness and gravity of the offences, while this Court is not inclined to grant anticipatory bail, it is directed that in the event the Petitioners surrender and move for bail in connection to Basudevpur P.S Case No.81 of 2024 within a period of three weeks hence, they shall be admitted to bail on such terms and conditions as would be deemed just and proper by the said court subject to deposit of Rs.2,000/- (Rupees Two Thousand) each in the manner to be directed by the court.

5. It is made clear that the court shall verify the criminal antecedent in respect to the Petitioners and ensure the injuries are not grievous to the vital part of the body. In case antecedent is noticed and the injuries are found grievous to vital part of the body, the order of this Court shall not be given effect to and the court shall be free to deal with matter of bail according to its merit without further reference to the present.

6. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

KC Bisoi

Signature Not Verified
Digitally Signed
Signed by: KRUSHNA CHANDRA BISOI
Designation: Secretary
Reason: Authentication
Location: orissa high court
Date: 22-Mar-2024 18:51:02