IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13569 of 2024

Rajkishore Parida ..... ***Petitioner***

Represented By Adv. -
Md.g.madani

-versus-

State Of Odisha ..... ***Opposite Party***

Represented By Adv. –
Mr. S.K. Parhi, ASC

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
03.12.2024

Order No.

01. 1. This matter is taken up through Hybrid mode.

2. Heard learned counsel for the Petitioner and learned Additional Standing Counsel appearing for the Opposite Party-State.

3. The present application has been filed under Section 482 of BNSS, 2023 by the Petitioner seeking pre-arrest bail in connection with Dhusuri P.S. Case No.253 of 2024, corresponding to G.R. Case No.567 of 2024, pending in the court of learned J.M.F.C., Dhamnagar, for alleged commission of offences punishable under Sections 126(2), 115(2), 117(2), 296, 74, 351(2), 109(1) of BNS.

4. Considering the nature of allegation, gravity of offence and the facts and circumstances of the case, I am not inclined to grant

pre-arrest bail to the Petitioner. However, it is directed that in the event the Petitioner surrenders before the Court in seisin over the matter within a period of three weeks from today and moves an application for bail, the Court in seisin over the matter shall release him on bail in connection with the aforesaid case on such terms and conditions as it may deem just and proper in the facts and circumstances of the case, but subject to verification of criminal antecedent of the Petitioner & injury report. In the event, the Petitioner is having more than four criminal antecedents and the injured has sustained any grievous injury, then this order stands automatically revoked.

5. The release of the Petitioner shall also be subject to following conditions:-

i) shall cooperate with the investigation and appear before the I.O. as and when his presence is required and shall cooperate with the early conclusion of the investigation;

ii) shall appear before the Trial Court on each and every date fixed without fail;

iii) shall not harass, threaten or terrorize the Informant in any manner whatsoever;

Violation of any of the terms and conditions shall entail cancellation of bail.

6. It is further directed that the bail granted to the Petitioner is subject to depositing of a cash security of Rs.5,000/- (Rupees Five Thousand) before the learned Court in seisin over the matter, which

shall be kept in any Nationalized Bank in interest bearing account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case.

7. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout

Signature Not Verified
Digitally Signed
Signed by: SANTANU KUMAR ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 04-Dec-2024 11:19:56