IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.13628 of 2024

Keshab Pandia @ Dandu Pandia ..... ***Petitioner***

Represented By Adv. - Bijaya Kumar Ragada

-versus-

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

Represented By Adv. – Mr. Samaresh Jena, A.S.C.

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

ORDER

Order No. **04.12.2024**

1. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. Heard learned counsel for both the parties and perused the records.

3. The Petitioner is apprehending arrest for the alleged commission of offence under Sections 341/323/325/307/506/34 of the Indian Penal Code in G.R.Case No.355 of 2020 of the Court of the learned J.M.F.C., Jatni, arising out of Jatni P.S Case No.331 of 2020.

4. Considering the facts of the case, this Court is not inclined to grant anticipatory bail to the Petitioner.

5. However, on the submission of the learned counsel, the Petitioner is given liberty to surrender before the learned J.M.F.C.,

Jatni in the aforesaid case in the first hour within 21 working days hence and move for bail. On such event, the learned Magistrate shall consider his application for bail in the first hour strictly on the basis of the materials on record. In case of rejection of the bail application, the Petitioner may move for bail before the higher forum in the second hour. On such event, the higher forum shall consider and dispose of the bail application of the Petitioner on the same day strictly on the basis of the materials on record, by maintaining the principles of parity, if applicable.

6. Case Diary and injury report be made available to the concerned courts. Records be transmitted to the higher forum at the cost of the Petitioner, if applied for.

7. The ABLAPL is accordingly disposed of.

8. Issue urgent certified copy of the order as per Rules.

(A.K Mohapatra)

Judge

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Signature Not Verified
Digitally Signed
Signed by: RUBI BEHERA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 06-Dec-2024 13:18:21