IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.13955 of 2024

Liza @ Subhashri Ranabijuli **.....** ***Petitioner***

Represented By Adv. -
Surya Narayan Mishra

-versus-

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

Represented By Adv. –
S.K.Parhi, A.S.C.

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

ORDER
12.12.2024

Order No.

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

2. Heard learned counsel for the Petitioner, learned Addl. Standing Counsel for the State. Perused the records.

3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 498-A/ 323/ 506/ 34 of I.P.C. and Section 4 of D.P. Act in G.R. Case No.459 of 2024 of the Court of learned J.M.F.C., Kanas arising out of Kanas P.S. Case No.258 of 2024.

4. Learned counsel for the Petitioner submitted that the Petitioner is a married sister-in-law of the informant. He further contended that due to a matrimonial dispute between the informant-wife and her husband, who happens to be the brother of the present Petitioner.

5. Taking into consideration the gravity and seriousness of the

allegation, further keeping in view the law laid down by the Hon'ble Supreme Court in the case of ***Arnesh Kumar vs. State of Bihar and another,*** reported in ***(2014) 8 SCC 273***, while disposing of the bail application, this Court directs the Arresting Officer to first explore the possibility of applying the principles of under Section 41-A of Cr.P.C., in the event the same is applicable to the facts of the petitioner's case.

6. With the aforesaid observation and direction, the ABLAPL is disposed of.

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

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified
Digitally Signed
Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 13-Dec-2024 11:35:38