IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.14611 of 2024

1) Sourav Ranjan Giri **.....** ***Petitioners***
2) Sumit Giri
Represented By Adv. - Niranjan Lenka

-versus-

State Of Odisha **.....** ***Opposite Parties***
Represented By Adv. – M.R.Mohanty, A.G.A.

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

ORDER
24.12.2024

Order No.

01. 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 Petitioners are apprehending arrest for the alleged commission of offence under Sections 420 / 34 of I.P.C. in G.R. Case No.615 of 2010 of the Court of the learned S.D.J.M., Baripada, arising out of Baripada Town P.S. Case No.168 (30) of 2010.

4. It is stated by learned counsel for the Petitioners that one of the co-accused, namely, Abhishek Mohanty, has already been released on bail by this Court in ABLAPL No.14425 of 2024 vide order dated 18.12.2024.

5. Considering the facts of the case, this Court is not inclined to

grant anticipatory bail to the Petitioners. However, on the submission of the learned counsel, the Petitioners are given liberty to surrender before the learned court in seisin over the matter 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 their 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 Petitioners 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 Petitioners on the same day strictly on the basis of the materials on record, by maintaining the principles of parity, if applicable.

6. Case Diary be made available to the concerned courts. Records be transmitted to the higher forum at the cost of the Petitioners, 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

Anil

Signature Not Verified
Digitally Signed
Signed by: ANIL KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 25-Dec-2024 14:15:12