



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.1472 of 2025

Tukuna Mallik@pupuna Mallik

.....

Petitioner

Represented By Adv. -
Amlan Mohanty

-versus-

State Of Odisha

.....

Opposite Parties

Represented By Adv. –
Mr.Akshaya Pati, ASC

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

ORDER
25.03.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Heard learned counsel for the Petitioners as well as the learned Additional 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 147, 148, 149, 294, 307, 323, 325, 379 read with Section 506 of the Indian Penal Code.
4. It is stated by the learned counsel for the Petitioner that the co-accused persons against whom serious allegations have already been enlarged on bail in the meantime. It is further contended that there is no allegation whatsoever ever against the Petitioner and that the Petitioner does not have



any criminal antecedent of similar nature and that the injuries sustained by the injured are simple in nature.

5. Considering the seriousness of the allegation, gravity of the offence and the fact of the case, although I am not inclined to grant anticipatory bail to the Petitioner, however it is observed that, in the event the Petitioner surrenders and moves for bail before the learned S.D.J.M., Jajpur in C.T.Case No.1676 of 2023 arising out of Mangalpur P.S.Case No.227 of 2023 within a period of three weeks from today, he shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper in the facts and circumstances of the case, but subject to verification of injury and criminal antecedent against the Petitioner. In the event it is found that the injuries sustained by the injured are grievous in nature and that Petitioner is having any criminal antecedent of similar nature, this order shall not be given effect to.

Violation of conditions shall entail cancellation of bail.

6. The ABLAPL is disposed of accordingly.

7. Issue urgent certified copy of this order as per Rules.

(ADITYA KUMAR MOHAPATRA)
JUDGE

RKS

Signature Not Verified

Digitally Signed
Signed by: RAMESH KUMAR
SINGH
Reason: Authentication
Location: High Court of Orissa
Date: 26-Mar-2025 17:22:57