



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2494 of 2025

1) Chandra Prasad Dunguria **Petitioners**
2) Ajit Kumar Jena

Represented By Adv. –

Mr. Mahes Das

-versus-

State Of Odisha **Opposite Parties**

Represented By Adv. –

Mr. M.R. Patra, ASC

CORAM:

THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

27.03.2025

Order No.

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual/ Physical Mode).
 2. Heard learned counsel for the Petitioners and learned Additional Standing Counsel appearing for the State-Opposite Party.
 3. The present application has been filed under Section 438 of Cr.P.C. by the Petitioners seeking pre-arrest bail in connection with Sambalpur Town P.S. Case No.227 of 2024, corresponding to G.R. Case No.1350 of 2024, pending in the court of learned S.D.J.M., Sambalpur, for alleged commission of offences punishable under Sections 419/420/468/471/109 of the I.P.C.
 4. It is stated by the learned counsel for the Petitioners that



the present Petitioners are not named in the F.I.R. He further contended that the only allegation against the Petitioners is that they had assisted the purchaser, namely, Sujit Kumar Patra while executing the registered sale deed. He further submitted that the purchaser, namely, Sujit Kumar Patra and another have already been released on bail vide order dated 04.10.2024 passed by this Court in ABLAPL No. No.10828 of 2024 subject to the terms and conditions mentioned in the aforesaid order. He further contended that the Petitioners do not have any criminal antecedent and that he belongs to the locality, therefore, there is no chance of their absconding.

5. Learned counsel for the State, on the other hand, opposed the release of the Petitioners on pre-arrest bail on the ground of gravity and seriousness of the allegation. He further contended that in the event the Petitioners are released on pre-arrest bail, there is every likelihood that they might abscond from justice.

6. Considering the submissions made by the learned counsel appearing for the respective parties and on a careful examination of the surrounding facts and circumstances of the present case as well as the role of the present Petitioners in the alleged crime and further keeping in view the fact that they were not named in the F.I.R., although this Court is not inclined to grant pre-arrest bail to the Petitioners, however, it is directed that in the event the Petitioners surrender before the Court in seisin over the matter within a period of four weeks from today and move an application for bail, the Court in seisin over the matter shall release them 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 Petitioners. In the event it is found by the court below that the Petitioners are having any criminal antecedent, then this order shall automatically stand revoked. Violation of any of the conditions shall entail cancellation of bail.

7. Accordingly, the ABLAPL is disposed of.

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

(Aditya Kumar Mohapatra)
Judge

Debasis

Signature Not Verified

Digitally Signed
Signed by: DEBASIS AECH
Designation: SECRETARY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 02-Apr-2025 15:40:52

