



**IN THE HIGH COURT OF ORISSA AT CUTTACK**  
**ABLAPL No.10210 of 2024**

***Umesh Padhi @ Umesh***  
***Chandra Padhi***

.....

***Petitioner***

Represented By Adv. -  
Arun Kumar Mishra

-versus-

***State Of Odisha***

.....

***Opposite Parties***

Represented By Adv. -

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

**ORDER**  
**24.09.2024**

**Order No.**

1. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Standing Counsel for the State. Perused the records.
3. This is an application under Section 482 BNSS, 2023 filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 420, 406, 294, 506 of the Indian Penal Code.
4. It is stated by the learned counsel for the Petitioner that there is a civil dispute between the Petitioner and the informant. He further contended that the informant became landlord after the death of the original landlord. The Petitioner who is continuing as



tenant, it is alleged that he has not paid rent to the informant, as a result of which it is stated by the learned counsel for the Petitioner that an advocate notice was given to the informant by the Petitioner. He also contended that civil suit arises between the parties and pending before the competent civil court having jurisdiction over the dispute.

5. Learned Additional Standing Counsel on the other hand objected to the release of the Petitioner on pre-arrest bail on the ground that as per the F.I.R. allegation a huge amount was outstanding against the Petitioner. He also contended that the investigation is continuing. Therefore, release of the Petitioner on pre-arrest bail would cause delay in conclusion of investigation.

6. Taking into consideration the aforesaid submissions of the learned counsels for the respective parties, on careful examination of the materials on record and further keeping in view the fact that there is civil dispute between the parties, it is directed the Petitioner to surrender and move before the learned N.G.N., Ghasipura in G.R.Case No.610 of 2024 arising out of Ghasipura P.S.Case No.319 of 2024 for bail within a period of three weeks from today, learned magistrate shall do well to release the Petitioner on bail on such terms and conditions as the learned Magistrate may deem just and proper in the facts and circumstances of the case.

7. Additionally, the Petitioner shall furnish a cash of Rs.25,000/- (Rupees Twenty five thousand) before the



learned court in seisin over the matter, and shall be kept in any Nationalised Bank in interest bearing account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case. The Petitioner shall also furnish a property security to the tune of Rs.5,00,000/- (Rupees five lakhs)

Violation of conditions shall entail cancellation of bail.

8. The ABLAPL is disposed of accordingly.

9. 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: 25-Sep-2024 14:13:50

