



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10803 of 2024

1) Ramachandra Das

.....

Petitioners

2) Dillip Kumar Biswal

Represented By Adv. -

3) Harekrushna Pandit

S.s.ray (2)

4) Harish Rout

-versus-

State Of Odisha

.....

Opposite Parties

Represented By Adv. -

A.P.Das, ASC

CORAM:

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

ORDER

01.10.2024

Order No.

01.

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

2. Heard learned counsel for the Petitioners and learned Addl. Standing Counsel for the State. Perused the records.

3. This is an application under Section 482, B.N.S.S. filed by the Petitioners for anticipatory bail, involving offence punishable under Sections 115(2)/118(1)/ 126(2)/303(2)/351(2)/3(5) of B.N.S. in G.R. Case No.486 of 2024 of the Court of learned J.M.F.C., Basta arising out of Basta P.S. Case No.170 of 2024.

4. It is stated by learned counsel for the Petitioners that the Petitioners have been falsely implicated in the present case. He further contended that the injured has not sustained any grievous injury. He further contended that the Petitioner No.1 is having one criminal antecedent.



5. Considering the seriousness of the allegation, gravity of the offence and the facts of the case, although I am not inclined to grant anticipatory bail to the Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned court in seisin over the matter within a period of three weeks from today, they shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper. Violation of any of the conditions shall entail cancellation of the bail application.

6. It is further directed that the bail granted to the petitioners is subject to verification of criminal antecedent and injury report. In the event, the Petitioner No.1 is having more than one criminal antecedent and the Petitioner Nos.2 to 4 are having any criminal antecedent and the injured has sustained grievous injury, then this order stands automatically revoked.

7. It is further directed that the bail granted to the Petitioner No.1 is subject to depositing a cash security of Rs.2,000/- (Rupees Two Thousands) of before the learned Court in seisin over the matter, which shall be kept in any Nationalized 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.

8. The ABLAPL is disposed of accordingly.

9. Urgent certified copy of this order be granted 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: 03-Oct-2024 11:08:27

