

27.04.2017

Heard learned counsel for the petitioner and learned Addl. Standing Counsel.

The petitioner is apprehending arrest for the alleged commission of offence under Sections 341, 294, 323, 506, 509, 307/34 of the IPC in connection with G.R. Case No. 266/2016 of the court of learned JMFC, Buguda, arising out of Buguda P.S. Case No.287/2016.

There is no material on record that the injury sustained by the victim is grievous in nature. No criminal antecedent is reported against the petitioner. The petitioner is a permanent resident of Manitar, P.S. Buguda, Dist. Ganjam, which precludes any chance of his absconding from justice. There is no allegation on behalf of the prosecution that the petitioner shall tamper with the prosecution evidence if released on bail. Hence, the ABLAPL is allowed.

In the event of his arrest in the aforesaid case, the petitioner shall be released on bail on such terms and conditions as deemed just and proper by the arresting officer.

The ABLAPL is disposed of.

Urgent certified copy of this order be granted as per rule.

S.K. Mishra, J.

In the interim Case No. 8721 of 2016 at the petitioner no.2 shall not be disengaged only on the basis of attaining the age of 60 till the next date.

Urgent certified copy of this order be granted as per rules.

S.K. Mishra, J.