

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.6378 of 2021

**1. Umesh Rout @ Umesh
Chandra Rout**

2. Jayanti Rout

.... Petitioners

Mr. P.K. Mishra, Advocate

-versus-

State of Odisha

.... Opp. Party

Mr. Tapas Kumar Praharaj,
Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

31.05.2021

Order No.

02.

1. This matter is taken up by video conferencing mode.
2. Heard learned counsel for the petitioners and learned counsel for the State.
3. This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Rajnagar P.S. Case No.189 of 2021 corresponding to G.R. Case No.228 of 2021 pending in the court of learned J.M.F.C., Rajnagar for alleged commission of offences under sections 427/294/323/354-B/326/506/34 of the Indian Penal Code.
4. In view of the available materials on record

against the petitioner no.1, I am not inclined to grant anticipatory bail to petitioner no.1. The petitioner no.1 is at liberty to surrender and move for bail before the learned Court below, in the event of which the same shall be disposed of in accordance with law expeditiously.

6. So far as petitioner no.2 Jayanti Rout is concerned, since she is a lady, keeping in view the proviso to section 437(1) of Cr.P.C. and the fact that the offences are triable by Magistrate, the nature of accusation against her and the background of the case, nature of punishment prescribed for the offences and on hearing the learned counsel for the State and after going through the F.I.R. annexed to the anticipatory bail application, I am inclined to release the petitioner no.2 on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner no.2 in connection with the aforesaid case, she shall be released on bail on furnishing bail bond of Rs.20,000/- (Rupees twenty thousand) with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that she shall make herself available for interrogation by the I.O. as and when required and she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing any facts to the Courts

or to the investigating Officer. Violation of any of the conditions shall entail cancellation of bail.

8. The ABLAPL is accordingly disposed of.

9. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed vide Court's Notice No. 4587 dated 25th March 2020 as modified by Court's Notice No. 4798 dated 15th April 2021.

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