

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 261 of 2022

Prafulla Kumar Nayak @ *Petitioner*
Paku

Mr. A.N. Samantaray, Advocate

-versus-

State of Odisha Opp. Party

Mr. A. Das

Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

31.01.2022

Order No.

01. This matter is taken up through Video Conferencing Mode.

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Kujang P.S. Case No.06 of 2022 corresponding to G.R. Case No. 11 of 2022 pending in the Court of learned J.M.F.C. (P), Kujanga for alleged commission of offence under section 52(a) of Odisha Excise Act, 2008.

Perused the F.I.R. annexed to the anticipatory

bail application.

Considering the submissions made by the learned counsel for the petitioner that the offence is triable by Magistrate, the nature of accusation against the petitioner, nature of punishment prescribed for the offence and after hearing the learned counsel for the State who on verification of the case records submitted that there is one criminal antecedent against the petitioner, I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, he shall be released on bail on furnishing bail bond of Rs.10,000/-(Rupees ten thousand) with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that he shall make himself available for interrogation by the I.O. as and when required and he 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.

The ABLAPL is accordingly disposed of.

Parties may utilize the soft copy of this order

available in the High Court's website or print out thereof at par with certified copy in the manner prescribed vide Office Order dated 7th January 2022.

p

(S.K. Sahoo)
Judge

