

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.549 of 2022

Bansidhar Sahu

....

Petitioner

Ms. A. Das, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. A.K. Beura,

Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

07.04.2022

Order No.

02.

This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

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

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with G.R. Case No.05 of 2022 arising out of Balimi P.S. Case No.03 of 2022 pending in the Court of learned S.D.J.M., Hindol for alleged commission of offences under sections 420/497/34 of the Indian Penal Code.

Perused the F.I.R.

As per the order dated 02.02.2022, learned counsel for the State on instruction from the Inspector in-charge of Balimi police station submitted that the truck in question has already been seized from the garage of one Rohit Kumar Khuntia of Manguli.

Considering the submission made by the learned counsel for the petitioner that the implication of the petitioner is based on the confessional statement of co-accused before police and the offences are triable by Magistrate, 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 such facts to the Court or to the Investigating Officer.

Violation of any of the above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge