

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.620 of 2022

Dharampal Jain* *Petitioner

Mr. B.P. Das, Advocate

-versus-

State of Odisha* *Opp. Party

*Mr. Akshya Kumar Beura,
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

ORDER

02.02.2022

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 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with C.T. Case No.21 of 2022 arising out of Kesinga P.S. Case No.21 of 2022 pending in the Court of learned J.M.F.C., Kesinga for alleged commission of offences under section 406 of the Indian Penal Code read with section 7 of the Essential Commodities Act, 1955.

Perused the F.I.R.

In view of the available materials on record and since the P.D.S. rice of huge quantity was found in the

godown of the petitioner, while not inclining to grant anticipatory bail to the petitioner, it is observed that in the event the petitioner surrenders in the Court below within a period of four weeks from today and moves for bail before the learned Court below, the same shall be disposed of as expeditiously as possible by the Courts below in accordance with law and claim of parity with the co-accused persons, who are stated to have been released on bail, shall be taken into account at the time of adjudication of the bail application. The case records shall be made available to the Court concerned.

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.

(S.K. Sahoo)
Judge

RKM