

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 731 of 2022

Sanatan Behera

....

Petitioner

Mr.M.B. Das, Advocate

-versus-

State of Odisha

....

Opp. Party

Miss Samapika Mishra,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

03.02.2022

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 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Kissannagar P.S. Case No.202 of 2021 corresponding to G.R. Case No. 3047 of 2021 pending in the Court of learned J.M.F.C. (Rural), Cuttack for alleged commission of offences under sections 448/427/294/379/354/323/325/506 of the Indian Penal Code.

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

Considering the submissions made by the learned

counsel for the petitioner that the petitioner and informant are neighbors and the goat of the informant damaged the vegetable crops grown by the petitioner in his kitchen garden by breaking the fence, for which the dissention arose between the parties and the offences are triable by Magistrate and taking into account the nature of accusation and after hearing the learned counsel for the State, 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.

