

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1198 of 2022

***Dipak @ Deepak Kumar* *Petitioner*
Sahoo**

Mr. Manoranjan Padhi, Advocate

-versus-

State of Odisha* *Opp. Party

Mr. D.K. Pani
Addl. Standing Counsel

CORAM:
JUSTICE S.K. SAHOO

ORDER
08.02.2022

Order No.

01. 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 Chandaka P.S. Case No.165 of 2020 corresponding to G.R. Case No.734 of 2020 pending in the Court of learned J.M.F.C. (O), Bhubaneswar for alleged commission of offences under sections 341, 394, 294, 307, 427/34 of the Indian Penal Code.

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

Considering the submission of the learned counsel for the petitioner that one of the co-accused namely, Asu @ Asish

Kumar Chhotaray @ Ray has already been granted anticipatory bail in ABLAPL No.13735 of 2020, the F.I.R. was lodged against unknown persons and due to the previous dispute between the parties, the case has been foisted and there are no such materials to attract the ingredients of the offence under section 307 of the Indian Penal Code and on 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 above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge