

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1420 of 2022

Bhagirathi Nayak* *Petitioner

Mr. S.K. Bhanjadeo, Advocate

-versus-

State of Odisha* *Opp. Party

*Mr. Arupananda Das,
Addl. Government Advocate*

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

**ORDER
22.02.2022**

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 Nirakarpur P.S. Case No. 09 of 2022 corresponding to G.R. Case No. 22 of 2022 pending in the Court of learned NGN – cum- J.M.F.C., Tangi for alleged commission of offences under sections 379, 411/34 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 the petitioner is the owner of the tractor in question in which laterite stones were illegally transported and

the fact that the offences are triable by Magistrate and after going through the documents annexed to the anticipatory bail application and on hearing the learned counsel for the State, who submitted that there is no 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 above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo