

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL No.1501 of 2022**

***Subhakanta Tripathy* .... *Petitioner***

*Mr. B. Mohapatra, Advocate*

*-versus-*

***State of Odisha* .... *Opp. Party***

*Mr. J.P. Patra,  
Addl. Standing Counsel*

**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 G.R. Case No.261 of 2022 arising out of Talcher P.S. Case No.82 of 2022 pending in the Court of learned J.M.F.C., Talcher for alleged commission of offences under sections 120-B/379 of the Indian Penal Code read with section 12 of the Orissa Minerals (Prevention of Theft, Smuggling and other Unlawful Activities) Act, 1989.

Perused the F.I.R.

Considering the instruction obtained by the learned counsel for the State from the Inspector in-charge of Talcher police station that there is no

criminal antecedent against the petitioner and further submission of the learned counsel for the petitioner that 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**