

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1512 of 2022

1. Siba Prasad Badajena

2. Babula Badajena @

Prasanta Badajena

....

Petitioners

Mr. A.S. Paul, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. Arupananda Das,

Addl. Government Advocate

CORAM:

JUSTICE S.K. SAHOO

ORDER

23.02.2022

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioners and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with G.R. Case No.37 of 2022 arising out of Khurda P.S. Case No.15 of 2022 pending in the Court of learned S.D.J.M., Khurda for alleged commission of offences under sections 186/379/34 of the Indian Penal Code, section 68 of the Odisha Minor Minerals Concession Rules, 2004 and section 3(1) of the Prevention of Damage to Public Property Act, 1984.

Perused the F.I.R.

Considering the submission made by the learned counsel for the State that there are no criminal antecedents available against the petitioners as per instruction received from the Inspector in-charge of Khurda police station and taking into account the nature of accusation against the petitioners, I am inclined to release the petitioners on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioners in connection with the aforesaid case, they shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) each with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that they shall make themselves available for interrogation by the I.O. as and when required and they 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. संयमिक न्यायो

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