

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1541 of 2022

Anil Kishan @ Pinku **Petitioner**

Mr.Jagabandhu Sahu, Advocate

-versus-

State of Odisha **Opp. Party**

*Mr.A.K. Beura,
Addl. Standing Counsel*

**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 the 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 Bargaon P.S. Case No. 185 of 2020 corresponding to G.R. Case No. 712 of 2020 pending in the Court of learned J.M.F.C., Rajgangpur for the commission of the alleged offence punishable under section 379 of the Indian Penal Code.

Perused the first information report annexed to the anticipatory bail application.

Considering the submission made by the learned counsel for the petitioner that the F.I.R. was lodged

against unknown persons, but during the course of investigation, the co-accused persons were taken into custody and on the basis of the confessional statement of the co-accused before the police, the petitioner has been arrayed as an accused and the stolen articles have already been recovered and those co-accused persons have been released on bail, while not inclining to grant anticipatory bail to the petitioner, it is observed that in the event the petitioner surrenders and moves for bail in the Court below within a period of four weeks from today, the same shall be disposed of by the learned Courts below in accordance with law expeditiously and while disposing of the bail application, the learned Courts below shall take into account the claim of parity with the co-accused persons. The case records shall be made available to the Courts concerned for disposal of the bail application.

The ABLAPL stands disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo