

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1548 of 2022

Saroj Pradhan

....

Petitioner

Mr.B.R. Tripathy, 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 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 S.C. Case No.22/7 of 2021 arising out of Bolangir Town P.S. Case No.382 of 2020 pending in the Court of learned 2nd Additional Sessions Judge, Bolangir for alleged commission of offences under section 395 of the Indian Penal Code read with section 25 of the Arms Act.

Perused the F.I.R.

Learned counsel for the petitioner submitted that some of the co-accused persons were taken into custody and they have been released on bail in the meantime by the Court below and the petitioner may be permitted to

surrender in the learned Court below and move for bail and claim of parity may be taken into account.

Learned counsel for the State has no objection.

Considering the nature of accusation against the petitioner, while not inclining to grant anticipatory bail to the petitioner, it is observed that in the event the petitioner surrenders in the Court below within a period of four weeks from today and moves for bail before the learned Court below, the same shall be disposed of as expeditiously as possible by the Court below in accordance with law and claim of parity with the co-accused persons, who are stated to have been released on bail, shall be taken into account at the time of adjudication of the bail application. The case records shall be made available to the Court concerned.

The ABLAPL is accordingly disposed of.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge

RKM