

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1788 of 2022

Bhimasen Swain* *Petitioner

Mr. S.K. Sarangi, Advocate

-versus-

State of Odisha* *Opp. Party

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

**CORAM:
JUSTICE S.K. SAHOO
ORDER
03.03.2022**

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 C.T. Case No.901 of 2022 arising out of Tamando P.S. Case No.42 of 2022 pending in the Court of learned S.D.J.M., Bhubaneswar for alleged commission of offences under sections 379/411/34 of the Indian Penal Code read with section 51(1)(i) of the Odisha Minor Minerals Concession Rules, 2016.

Perused the F.I.R.

Considering the submissions made by the learned counsel for the petitioner that on the basis of confessional statement of co-accused before police, the petitioner has

been arrayed as an accused and taking into account the nature of accusation against the petitioner and the fact that the offences are triable by Magistrate and on hearing the learned counsel for the State, 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

RKM