

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.1869 of 2022

Gatikrushna Sagar @ Rajesh Sagar ***Petitioner***

Mr. R.K. Das, Advocate

-versus-

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

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

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

**ORDER
08.03.2022**

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 G.R. Case No.4268 of 2019 arising out of Sasan P.S. Case No.262 of 2019 pending in the Court of learned S.D.J.M., Sambalpur for alleged commission of offence under section 392 of the Indian Penal Code.

Perused the F.I.R.

Learned counsel for the petitioner submitted that the co-accused persons against whom main allegations are there have already been released on bail and the offence is triable by Magistrate and charge sheet has

already been submitted and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

Considering the submissions made by the learned counsel for the respective parties, 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 Courts 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