

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 2087 of 2022

**1. Prafulla Kumar
Senapati** **Petitioners**
2. Arabinda Senapati

Mr.S.N. Mishra, *Advocate*

-versus-

State of Odisha **Opp. Party**

Mr.J.P. Patra
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

15.03.2022

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 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Astaranga P.S. Case No.40 of 2022 corresponding to G.R. Case No.173 of 2022 pending in the Court of learned J.M.F.C., Nimapara for alleged commission of offences under section 52 (a) of Odisha Excise Act, 2008.

Learned counsel for the State on instruction submitted that the petitioners are having no criminal

antecedents.

Considering the submissions made by the learned counsel for the petitioners that the offences are triable by Magistrate and taking into account the nature of accusation against the petitioners and the fact that the petitioners are having no criminal antecedent and after hearing the learned counsel for the State, 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 any facts to the Courts or to the Investigating Officer. Violation of any of the conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

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

p

(S.K. Sahoo)
Judge

