

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2237 of 2022

Unmesh Swain **Petitioner**

Ms. A. Hota, Advocate

-versus-

State of Odisha **Opp. Party**

*Mr. D.K. Pani,
Addl. Standing Counsel*

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

**ORDER
22.03.2022**

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 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Talcher P.S. Case No.136 of 2022 corresponding to G.R. Case No.441 of 2022 pending in the Court of learned S.D.J.M., Talcher for alleged commission of offences under sections 379/120-B of the Indian Penal Code read with section 12 of the OMPT Act.

Perused the F.I.R. annexed to the anticipatory bail application.

Considering the submissions made by the learned

counsel for the petitioner that the petitioner is the power of attorney holder of the registered owner of the offending vehicle in which coal was being illegally transported and the offences are triable by Magistrate and after 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 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.

(S.K. Sahoo)
Judge