

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2241 of 2022

1. Sudarshan Behera

2. Bulu Naik

....

Petitioners

Ms. Aditi 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 the learned counsel for the petitioners and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners 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 commission of alleged offences under sections 379 and 120-B of the Indian Penal Code and section 12 of Odisha Minerals (Prevention of Theft Smuggling and other Unlawful Activities) Act, 1988.

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

Considering the submission made by the learned counsel for the petitioners that the petitioners have been falsely entangled in the case as they were known to the Power of Attorney holder of the offending vehicle of one Sabitri Muduli, the fact that the offences are triable by Magistrate and on 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 above conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge