

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 2486 of 2022

Gunanidhi Swain **Petitioner**

Mr.S.K. Mohanty, Advocate

-versus-

State of Odisha **Opp. Party**

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

CORAM:

JUSTICE S.K. SAHOO

ORDER

06.04.2022

Order No.

02.

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 Kuakhia P.S. Case No.0054 of 2022 corresponding to C.T. Case No. 423 of 2022 pending in the Court of learned S.D.J.M., Jajpur for alleged commission of offence under section 52 (a) of the Odisha Excise Act, 2008.

Learned counsel for the State has produced the written instruction received from the Inspector-in-

charge of Kuakhia police station, in which it is mentioned that the petitioner is having no criminal antecedent. Written instruction is taken on record.

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

Considering the submission made by the learned counsel for the petitioner that the offence is triable by Magistrate and taking into account the nature of accusation against the petitioner, punishment prescribed for the offence 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 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.

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

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(S.K. Sahoo)
Judge

