

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL NO.2999 OF 2020**

***Phabit Bagh***

....

***Petitioner***

Mr. T.K. Mishra, Advocate

*-versus-*

***State of Odisha***

....

***Opposite Party***

Mr. D.R. Parida, ASC.

**CORAM:**

**MR. JUSTICE D.DASH**

**ORDER**

**25.02.2022**

**Order No.**

04. 1. This matter is taken up by hybrid arranged (virtual/physical) mode.
2. The Petitioner having been implicated in connection with Umerkote P.S. Case No.27 of 2015 corresponding to G.R. Case No.80 of 2015 on the file of learned J.M.F.C., Umerkote running for alleged commission of offence under Section-450/395/354(B)/294, I.P.C. read with section 27 of the Arms Act, has filed this application under Section-438 of the Cr.P.C. for his release on bail in the event of his arrest in the above mentioned case.
3. Heard learned counsel for the Petitioner and learned counsel for the State.
4. Considering the submissions made and on going through the materials on record further keeping in view the nature and gravity of the offences and its manner of

commission as also the role assigned to the Petitioner therein as those emanate from the materials on record as well as other surrounding circumstances; while being not inclined to grant anticipatory bail to the Petitioner, this application is disposed of with the observation that when the occasion would so arise before the learned Court in seisin of the case for consideration of the prayer for grant of regular bail of the Petitioner, same shall be decided on its own merit and disposed of in accordance with law without being influenced by this order.

5. The ABLAPL is accordingly disposed of.  
Issue urgent certified copy as per rules.

**(D. Dash),  
Judge.**

*Himansu*

