

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2896 of 2022

Akhil Kumar Purohit

....

Petitioner

Mr. D.K. Mohapatra, Advocate

-versus-

State of Odisha(Vigilance)

....

Opp. Party

*Mr. M.s. Rizvi, A.S.C. for Vigilance
Department*

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

16.08.2022

Order No.

03.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioner for anticipatory bail.
4. The petitioner seeking pre-arrest bail in connection with Special V.G.R. Case No.33 of 2022 corresponding to, arising out of Sambalpur Vigilance P.S. Case No.73 of 2022 pending in the court of learned Special Judge (Vigilance), Sambalpur for commission of offence punishable under Sections 468/471/409, I.P.C. read with Section 13(2) and Section 13(1)(c) of the P.C. Act.
5. Taking into consideration the nature of offence and non-availability of the case diary, I am not inclined to exercise my discretion under Section 438, Cr.P.C. in favour of the petitioner.
6. However, it is observed that the petitioner, if so advised, may surrender before the learned Special Judge (Vigilance), Sambalpur in

the aforesaid case within three weeks from today. In the event the petitioner surrender and motion for bail within the aforesaid period, learned Special Judge (Vigilance), Sambalpur shall do well do dispose of the bail application of the petitioner on the same day on merit in accordance with law. The case diary be made available to the concerned court to facilitate disposal of the bail application of the petitioner.

7. Accordingly, the ABLAPL is disposed of.

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

Jagabandhu

