

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL NO.3808 OF 2021

Toni Nair @ Jyoti Swaroop Nayyar* *Petitioner

Mr. D.K. Naik, Advocate

-versus-

State of Odisha

.... ***Opposite Party,***

Mr. S.K. Nayak, AGA.

CORAM:

MR. JUSTICE D.DASH

ORDER

30.06.2022

Order No.

03. 1. This matter is taken up through hybrid arrangement (virtual/physical) mode.
2. The Petitioner having been implicated in connection with Koida P.S. Case No.19 of 2021 corresponding to G.R. Case No.113 of 2021 registered for alleged commission of offence under Section-408, I.P.C., pending on the file of learned S.D.J.M., Bonai has filed this application under section-438 of the Cr.P.C. for grant of anticipatory bail in the above mentioned case.
3. Considering the submissions made and viewing the materials on record as also other surrounding circumstances, further taking into account the criminal antecedents of the Petitioner; while being not inclined to grant of anticipatory bail to the Petitioner, this application is disposed of with the observation that in the event the Petitioner surrenders before the Court in seisin of the aforesaid case and moves for his release on bail, the same shall be considered on its own merit and disposed of in accordance with law so as to enable the Petitioner to approach the next higher forum early in case necessity so arises.

The case record(s) be made available at the cost of the Petitioner.

Interim order passed on 05.04.2021 does no more survive.

4. The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per rules.

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

Himansu

