

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.5968 of 2022

Makar Jena

....

Petitioner

Mr. S. Dwibedi, *Advocate*

-versus-

State of Odisha

....

Opp. Party

*Smt. Susamarani Sahoo,
Addl. Standing Counsel*

CORAM:

JUSTICE S.K. SAHOO

ORDER

21.06.2022

Order No.

01. 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 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with C.T. Case No.774 of 2022 arising out of Jenapur P.S. Case No.128 of 2022 pending in the Court of learned J.M.F.C., Chandikhole for alleged commission of offence under section 52(a) of the Odisha Excise Act, 2008.

Perused the F.I.R.

Learned counsel for the State on instruction submitted that there is no criminal antecedent against the petitioner.

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 and absence of criminal antecedent, 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 such facts to the Court 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.

(S.K. Sahoo)
Judge

RKM