

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

**ABLAPL No.6782 of 2022**

***Debadatta Pradhan @ Babu***

.... ***Petitioner***  
Mr.B.B. Behera, Advocate

*-versus-*

***State of Odisha***

.... ***Opposite Party***  
Mr. Samaresh Jena, ASC

**CORAM:  
MR. JUSTICE D.DASH**

**ORDER  
21.11.2022**

**Order No.**

01. 1. This matter is taken up through hybrid arrangement (virtual/physical mode).
2. The Petitioner having been implicated in connection with 2(b)CC Case No.08 of 2021 arising out of O.R. Case No.16<sup>H</sup> of 2021-22 pending in the court of the learned S.D.J.M., Hindol for alleged commission of offence under sections 9/39(1) &(2) punishable under section 51 of the Wildlife Protection Act, 1972 has filed this application under section 438 of Cr.P.C. for grant of bail in the event of his arrest in the said case. It be stated here that the Petitioner having earlier moved this Court in ABLAPL No.14235 of 2021; the same had been dismissed.
3. Heard learned counsel for the Petitioner and learned counsel for the State.
4. Considering the submissions made and on going through the materials as placed as also taking into account the surrounding circumstances, while being not inclined to

reconsider the prayer for grant of anticipatory bail to the Petitioner, this application stands 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; further taking into account the factum of release of co-accused person(s) on bail, if similarly situated with the Petitioner on the ground of parity, as per law and disposed of early 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 be made available at the cost of the Petitioner.

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

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

H

