

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

**ABLAPL No.7679 of 2022**

***Tapan Behera***

....

***Petitioner***

*Mr. Sarada Prasad Dash, Advocate*

*-versus-*

***State of Odisha***

....

***Opposite Party***

*Mr. Sitikant Mishra, A.S.C.*

**CORAM:**

**JUSTICE A.K.MOHAPATRA**

**ORDER**

**21.07.2022**

**Order No.**

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offences punishable under Sections 52(a) of Odisha Excise Act.
4. Considering the nature of allegation, gravity of the offence and the facts of the case, I am not inclined to grant anticipatory bail to the Petitioner. However, it is observed that, in the event the Petitioner surrenders before the learned J.M.F.C., Soro in 2(a) CC Case No.202 of 2022 corresponding to P.R. No.135/2022-23 within a period of three weeks from today, the Petitioner shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper, subject to verification of criminal antecedents against the Petitioner.

5. The ABLAPL is disposed of accordingly.
6. Urgent certified copy of this order be granted as per rules.

***(A.K. Mohapatra)***  
***Judge***

*S.K.Parida*

