

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8381 of 2022

Budha Tirkey @ Dungdung

....

Petitioner

Mr. Dibyajyoti Sahoo, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.K. Rout, A.G.A.

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

28.07.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Addl. Govt. Advocate for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 379/307/427/34, I.P.C. and Section 11(1) of Prevention of Cruelty to Animals Act, 1960.
4. Learned counsel for the Petitioner submits that the co-accused persons have been released on bail in the meantime.
5. Considering the gravity of the offence as alleged and the facts of the case, although this Court is not inclined to grant anticipatory bail to the Petitioner, however it is observed that, in the event the Petitioner surrenders before the learned S.D.J.M., Jharsuguda in C.T. Case No.1381 of 2022 corresponding to Rengali

P.S. Case No.91 of 2022 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 in the facts and circumstances of the case.

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

(A.K. Mohapatra)
Judge

S.K.Parida

