

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8719 of 2022

Bhubaneswar Bhoi

....

Petitioner

Mr. A.K. Sahoo, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. M.K. Mohanty, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

01.08.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioner for anticipatory bail.
4. The petitioner is seeking pre-arrest bail in connection with C.T. Case No.325 of 2021, arising out of Komna P.S. Case No.325 of 2021 pending in the court of learned J.M.F.C.-cum-G.N.A., Komna for commission of offence punishable under Section 379, I.P.C.
5. It is submitted learned counsel for the petitioner that the stolen articles has been recovered from the possession of the principal accused and the petitioner has been arrayed as an accused on the basis of the statement made by the co-accused.
6. Considering the nature of allegation, gravity of offence and the

fact of the case, I am not inclined to grant anticipatory bail to the petitioner. However, it is directed that in the event the petitioner surrender and moves for bail before the learned court in seisin over the matter within a period of three weeks from today in the aforesaid case, he shall be released on bail on such terms and conditions as would be deemed just and proper.

7. It is further directed that the bail granted to the petitioner is subject to the condition that learned court below shall verify whether the petitioner has any criminal antecedents of similar nature. In the event it is found that the petitioner has any criminal antecedents of similar nature, this bail order shall automatically stand revoked.

8. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(*A.K. Mohapatra*)
Judge