

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8872 of 2022

Ranjit Kumar Padhi

....

Petitioner

Mr. U.C. Patnaik, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

02.09.2022

Order No.

02.

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 G.R. No.1153 of 2022, arising out of Khordha Model P.S. Case No.350 of 2022 pending in the court of learned S.D.J.M., Khordha for commission of offence punishable under Sections 379/411/413/120-B/34, I.P.C. read with Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957.

5. It is submitted by learned counsel for the petitioner that the petitioner was not named in the F.I.R. It is further stated by learned counsel for the petitioner that there is no material available to implicate the petitioner in the alleged crime. It is also submitted that the petitioner does not have any criminal antecedents of similar

nature.

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 petitioners surrenders and moves an application 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 with further conditions that:-

- I. the petitioner shall cooperate with the Investigating Officer as and when required for the purpose of investigation; and
- II. they shall not default in attendance of the court during trial each date of posting.
- III. while on bail, he shall not indulge in similar criminal activities.

Violation of any of the terms and conditions shall entail cancellation of bail.

7. Accordingly, the ABLAPL is disposed of.

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

(A.K. Mohapatra)
Judge