

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.8903 of 2022

Kunu @ Krushna Chandra Sahoo ***Petitioner***
Mr. Manas Chand, Advocate

-versus-

State of Odisha ***Opp. Party***
Mr. M.K. Mohanty, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

08.08.2022

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 G.R. Case No.378 of 2022, arising out of Tangi P.S. Case No.376 of 2022 pending in the court of learned N.G.N.-cum-J.M.F.C., Tangi for commission of offence punishable under Section 52(A) of Odisha Excise Act.
5. It is submitted by learned counsel for the petitioner that the petitioner has valid licence to country made liquor and while transporting the liquor, the present case has been made against the petitioner.
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 surrenders 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.

6. 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.

7. Accordingly, the ABLAPL is disposed of.

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

Jagabandhu

