

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.9878 of 2022

Sk. Azad

.... ***Petitioner***
Mr. Pratik Dash, Advocate

-versus-

State of Odisha

.... ***Opp. Party***
Mr. S. Patra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

17.08.2022

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.1023 of 2022, arising out of Panikoili P.S. Case No.177 of 2022 pending in the court of learned J.M.F.C., Jajpur Road for commission of offence punishable under Sections 279/379/411/34, I.P.C. read with Section 11(1)(d) of Prevention of Cruelty to Animals Act, 1990.
5. 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 with further condition that while on bail, petitioner shall not indulge in similar criminal activities.

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

6. It is open for the learned court below, if the petitioner fails to appear in court, then the learned court below shall proceed against the petitioner in accordance with law.

7. Accordingly, the ABLAPL is disposed of.

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

(*A.K. Mohapatra*)
Judge

Jagabandhu

