

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10182 of 2022

Anil Malla

....

Petitioner

Mr. Sabyasachi Mishra, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. S. Patra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

26.08.2022

Order No.

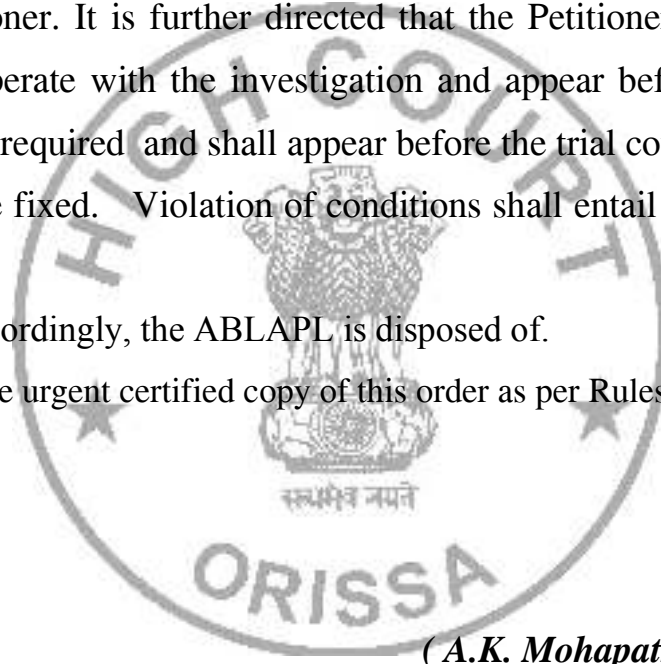
- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioner and the learned Additional Standing Counsel. Perused the records.
 3. This is an application under Section 438 Cr.P.C. filed by the Petitioner for anticipatory bail.
 4. It is submitted by the learned counsel for the Petitioner that the Transport Agency involved in the present case belong to one Tapas Kumar Malla and the truck which was involved in the crime owned by one Badrinath Rout and the said truck was driven by Riten Kumar Behera. It is submitted by the learned counsel for the Petitioner he was the nephew of the owner of the Transport company. Further, it is stated that the present Petitioner in the present case is no way involved in the present crime. He does not have any criminal

antecedents of similar nature.

5. Considering the nature of allegations made, gravity of the offence and the facts 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 S.D.J.M., Angul in G.R.Case No.1160 of 2022 arising out of Angul Sadar P.S.Case No.598 of 2022 within a period of three weeks from today and moves for bail, he shall be released on bail on such terms and conditions as would be deemed just and proper by the learned Magistrate but subject to verification of criminal antecedent of similar nature against the Petitioner. It is further directed that the Petitioner while on bail shall cooperate with the investigation and appear before the I.O. as and when required and shall appear before the trial court on each and every date fixed. Violation of conditions shall entail cancellation of bail.

6. Accordingly, the ABLAPL is disposed of.

7. Issue urgent certified copy of this order as per Rules.



(A.K. Mohapatra)
Judge