

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.10237 of 2022

Nilambar Naik

.... ***Petitioner***
Mr. J.K.Panda, Advocate

-versus-

State of Odisha

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

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

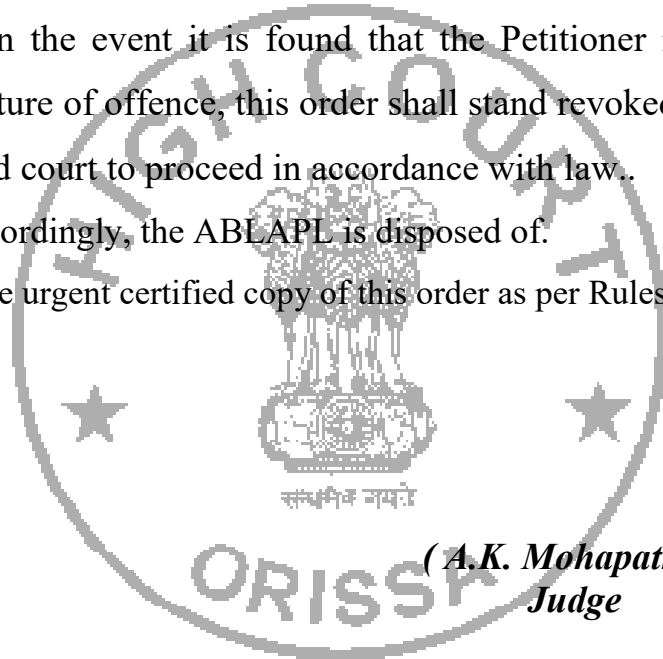
29.08.2022

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 allegations made against the Petitioner are totally false and baseless. He also submits that the informant has lodged the present F.I.R. against the Petitioner only to harass him. It is also submitted by the learned counsel for the Petitioner that the allegation against the Petitioner are omnibus in 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., Boudh in C.T.Case No.254 of 2022 arising out of Baunsuni P.S.Case No.68 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. In the event it is found that the Petitioner has more than one criminal antecedent, then this order shall stand revoked. The Petitioner while on bail shall not indulge in any similar nature of offence. In the event it is found that the Petitioner is indulging in similar nature of offence, this order shall stand revoked. It is open for the learned court to proceed in accordance with law..

8. Accordingly, the ABLAPL is disposed of.
9. Issue urgent certified copy of this order as per Rules.



(A.K. Mohapatra)
Judge