

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL No.10998 of 2022**

***Sanjib Nayak***

....

***Petitioner***

*Mr. Mihir Sekhar Sahoo, Advocate*

*-versus-*

***State of Odisha***

....

***Opposite Party***

*Mr. Shashanka Patra, A.S.C.*

**CORAM:**

**JUSTICE A.K.MOHAPATRA**

**ORDER**

**13.09.2022**

**Order No.**

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioner for anticipatory bail, involving offence punishable under Sections 138 of the N.I. Act.
4. Considering the nature of the allegation, gravity of the offence and the facts of the case, although I am not inclined to grant anticipatory bail to the Petitioner, however it is observed that, in the event the Petitioner surrenders and moves for bail before the learned J.M.F.C., Chandabali in I.C.C. No.49 of 2020 within a period of three weeks from today, he shall be released on bail on such terms and conditions as the learned Magistrate may deem just and proper in the facts and circumstances of the case, but subject to the following additional conditions –

(i) The Petitioner shall appear before the learned trial court on each date fixed for trial, without fail.

Violation of any of the conditions shall entail cancellation of bail of the Petitioner.

5. The ABLAPL is disposed of accordingly.
6. Urgent certified copy of this order be granted as per rules.

**(A.K. Mohapatra)**  
**Judge**

*S.K.Parida*

