

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

**ABLAPL No.11088 of 2022**

***Purusottam Narendra Jipsingh*** .... ***Petitioner***  
*Mr. S.K. Bhanjadeo, Advocate*

**-versus-**

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

**CORAM:**  
**JUSTICE A.K.MOHAPATRA**

**ORDER**  
**14.09.2022**

**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 Section 120-B/379/411/34, I.P.C. and Section 51 and 51(1) of OMMC Rules and Section 12 of Orissa Mines and Minerals (Prevention of Theft Smuggling Activities) Act, 1988.
4. Considering the seriousness 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 S.D.J.M., Khurda in G.R. Case No.1407 of 2022 corresponding to Khurda Sadar P.S. Case No.168 of 2022 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 verification of Criminal Antecedents of the Petitioner. If it is found that there is more than one criminal antecedent of similar nature against the present Petitioner, then this bail order shall stand revoked automatically.

While imposing conditions for bail, learned Magistrate shall also impose the following additional conditions –

- (i) The Petitioner shall not indulge in similar nature of criminal offences while on bail by virtue of this order;
- (ii) He shall not allow his vehicle to be used in any such criminal activities again;
- (iii) He shall appear before the I.O. and shall cooperate with the investigation as and when required by the I.O.

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**