

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.11110 of 2022

Sameer Samal

....

Petitioner

Mr. Srinibas Sahoo, 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 Sections 471/468/420/34, I.P.C.
4. It is submitted by learned counsel for the Petitioner that the Petitioner is the driver of the vehicle in question. He further submits that the owner of the vehicle, by producing voucher before the P.S., has taken away the vehicle. Therefore the present Petitioner has no role in the alleged crime.
5. Considering such submission, 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., Keonjhar in G.R. Case No.88 of 2010 corresponding to Keonjhar Sadar P.S. Case No.18 of 2010 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.

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

- (i) The Petitioner shall appear before the I.O. and shall cooperate with the investigation as and when required by the I.O.
- (ii) He shall also appear before the trial court on each date of the trial, without fail, till conclusion of trial.

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

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

(A.K. Mohapatra)
Judge