

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL NO.12312 OF 2022

Pradipta Gahan

.... ***Petitioner***
Mr.S. Dash, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr.S. Jena, ASC.

**CORAM:
MR. JUSTICE D.DASH**

**ORDER
02.11.2022**

Order No.

01. 1. This matter is taken up through hybrid arrangement (virtual/physical) mode.
2. The Petitioner having been implicated in Barkote P.S. Case No.205 of 2021 corresponding to C.T. Case No.395 of 2021 for alleged commission of offence under section-420/465/467/468/471/473/379/34 of the IPC read with section-21 of the Mines and Minerals (Development & Regulation) Act pending on the file of learned S.D.J.M., Deogarh, has filed this application under section-438 of the Cr.P.C. for his grant of anticipatory bail in the event of his arrest in the above mentioned case.
3. Heard learned Counsel for the Petitioner and learned counsel for the State.
4. Considering the submissions and viewing the materials on record as also other surrounding circumstances, while being not inclined to grant anticipatory bail to the Petitioner, this

application is disposed of with the observation that in the event the Petitioner surrenders before the Court in seisin of the case within a period of two weeks hence and moves for his release on bail, the same shall be considered on its own merit; further taking into account the factum of grant of co-accused person(s) on bail, if similarly situated with the Petitioner on the ground of parity as per law in their proper perspective and disposed of early in accordance with law.

5. The ABLAPL is accordingly disposed of.
Issue urgent certified copy as per rules.

**(D. Dash),
Judge.**

Narayan

