

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12442 of 2022

Pravat Kumar Behera @ Prabhat Kumar Behera ***Petitioner***

Mr.Anirudha Das,*Advocate*

-versus-

State of Odisha ***Opp.Party***
Mr.P.C.Das, A.S.C

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

28.09.2022

Order No.

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 Petitioner has been falsely entangled in the instant case only to harass and humiliate him. It is also submitted by the learned counsel for the Petitioner that the allegation against the Petitioner is shaky in nature and there is no convincing, clinching and unimpeachable legal material available against the Petitioner to connect him in the alleged crime.
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 J.M.F.C., Chhendipada in G.R.Case No.667 of 2022 arising out of Chhendipada P.S.Case No.340 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 and subject to verification of criminal antecedents of similar nature against the Petitioner. It is also directed that the Petitioner shall appear before the I.O. as and when required for the purpose of investigation and shall appear before the Court on each and every date fixed. Violation of condition shall entail cancellation of bail.

6. The ABLAPL is accordingly disposed of.
7. Issue urgent certified copy of the order as per Rules.

