

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12692 of 2022

MD.Sohrab @ MD Titu & another

Petitioners

....
Mr.Sk.Zafarulla, Advocate

-versus-

State of Odisha

.... ***Opposite Party***

Mr.P.C.Das, A.S.C.

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

**ORDER
20.10.2022**

Order No.

02. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioners, learned Addl. Standing Counsel for the State. Perused the records.
3. This is an application under Section 438, Cr.P.C. filed by the Petitioners for anticipatory bail, involving offence punishable under Section 379 of the Indian Penal Code read with Section 66/66(C) of I.T.Act, 2000.
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 Petitioners, however it is observed that, in the event the Petitioners surrender and move for bail before the learned S.D.J.M., Sambalpur in G.R.Case No.3614 of 2022 arising out of Sambalpur GRPS P.S.Case No.81 of 2022 within a period of three weeks from today, they 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 similar nature and subject to furnishing a cash security of Rs.5000/- (Rupees Five thousand) by each of the Petitioners, which shall be kept in any Nationalised Bank in an interest bearing account in the name of the court in seisin over the matter.

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

- (i) The Petitioners shall cooperate with the investigation and appear before the I.O. as and when required by the I.O.;
- (ii) They shall not indulge in similar nature of offence while on bail;

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

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

(A.K. Mohapatra)
Judge