

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.12925 of 2022

Ashok Kumar Malik

.... ***Petitioner***
Mr. P.K. Das, Advocate

-versus-

State of Odisha (CID CB)

.... ***Opp. Party***
Mr. S. Mishra, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

10.10.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Learned counsel for the petitioner is permitted to make necessary corrections in the cause title of the bail application so far as the name of the court is concerned in Court today.
3. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
4. This is an application under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with G.R. Case No.642 of 2022 arising out of S.T.F. Case No.20 of 2022 pending in the Court of learned J.M.F.C., Dhamnagar for alleged commission of offences under Sections 379/411/413/120-B/34, I.P.C.
5. Considering the nature of allegation, gravity of offence and the fact 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 and moves an application for bail before the learned court in seisin over the matter within a period of three weeks from today in the aforesaid case, he shall be released on bail on such terms and

conditions as would be deemed just and proper with further conditions that :-

- I. The petitioner shall cooperate with the Investigating Officer as and when required for the purpose of investigation; and
- II. he shall not indulge in similar nature of criminal activities.

Violation of any of the terms and conditions shall entail cancellation of bail.

6. It is further directed that the bail granted to the petitioner is subject to the condition that learned court below shall verify whether the petitioner has any criminal antecedents of similar nature. In the event it is found that the petitioner has any criminal antecedents of similar nature, this bail order shall automatically stand revoked.

7. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(A.K. Mohapatra)
Judge