

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13348 of 2022

***Purna Dehury @ Purna Chandra
Dehury & others***

Petitioners

....
Mr.B.B.Routray, Advocate

-versus-

State of Odisha

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

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

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

ORDER

18.10.2022

Order No.

01. 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 51(1) of Wild Life Protection Act, 1972.
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., Pallahara in 2(b) C.C.Case No.09 of 2022 arising out of O.R.No.37 of 2022-23 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 Petitioners shall cooperate with the investigation and appear before the I.O. as and when required by the I.O.;
- (ii) He shall not indulge in similar nature of offence while on bail.
- (iii) He shall appear before the court below on each and every date fixed.

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

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

(A.K. Mohapatra)
Judge