

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14407 of 2022

Bhaskar Baliyarsingh

....

Petitioner

Mr. A.K. Parida, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. S. Patra, ASC

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

18.11.2022

Order No.

01.

1. Heard learned counsel for the Petitioner and the State.

2. This is an application for bail U/s.438 Cr.P.C. filed by the Petitioner in anticipation of arrest for his alleged involvement in the offences U/s.379/411/34 IPC read with Section 51(1) (i) of the O.M.M.C Rules, 2016.

3. Keeping in view the submission of the parties, the nature of allegations, the circumstances appearing, the seriousness and gravity of the offences, while this Court is not inclined to grant anticipatory bail, the Petitioner is at liberty to surrender before the learned J.M.F.C., Pipili in Delanga P.S. Case No.309 of 2022 corresponding to G.R. Case No.846 of 2022 within three weeks' from today and moves for bail. In such event the learned court in seisin over the matter shall consider the bail application of the

Petitioner in the first hour of the day, strictly on the basis of the materials available on record in its own merit.

4. In case of rejection of the bail application by the learned court, the Petitioner may moves for bail before the higher forum in the second hour of the same day. In that event, the higher forum shall consider and dispose of the bail application of the Petitioner on the same day on its own merit. Case diary be made available to the learned courts below as soon as possible to facilitate disposal of the bail application of the Petitioner on the same day.

5. The ABLAPL is disposed of.

(Chittaranjan Dash)
Judge

KC Bisoi