

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14680 of 2022

Pratap Kumar Satapathy

....

Petitioner

Mr. S.B. Mohanty, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. M.K. Mohanty, ASC

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

01.12.2022

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.420/419/468/120-B IPC.

3. Learned counsel for the State as well as learned counsel for the Petitioner submits that there are 17 to 18 FIRs against the Petitioner and he was also in custody for some period in some cases and released on bail. It is submitted by learned counsel for the Petitioner that the present Petitioner is suffering from transient insomnia and recently has undergone neurological surgery.

4. Keeping in view the submission of the parties, the nature of allegations as emerged from the material on record, 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 S.D.J.M., Rourkela in Plant Site P.S. Case No.341 of 2021 corresponding to G.R. Case No.1548 of 2021 within three weeks' hence 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.

5. In case of rejection of the bail application by the learned court, the Petitioner may move 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 strictly on the basis of the material available on record.

6. 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. The ABLAPL is disposed of.

(Chittaranjan Dash)
Judge

KC Bisoi