

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14709 of 2022

Pradeep Jena

....

Petitioner

Mr. Soubhagya Swain, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. Debasish Biswal, A.S.C.

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

13.12.2022

Order No.

02.

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

2. By means of this application, the Petitioner seeks grant of bail U/s.438 Cr.P.C. in apprehension of arrest for his alleged involvement in the offences U/s. 457/380, I.P.C. in connection with Ramachandrapur P.S. Case No.247 of 2022 corresponding to G.R. (G.N.) Case No.548 of 2022 pending in the court of learned Nyayadhikari, Gramya Nyayalaya, Ghasipura, Keonjhar.

3. Learned counsel for the State submits that the present Petitioner does not have any adverse antecedent. Learned counsel for the Petitioner submits that two of the co-accused persons have since been arrested and released on bail. He further submits that, on the basis of the statement of the co-accused, the present Petitioner has been arrayed in this case.

4. Considering the submissions of the parties and having regard to the fact that no criminal antecedent stands to the credit of the

present Petitioner and the co-accused persons similarly circumstanced with the present Petitioner have since been arrested and released on bail, while this court is not inclined to grant anticipatory bail, however it is directed that, in the event the Petitioner surrenders and moves for bail before the learned Nyayadhikari, Gramya Nyayalaya, Ghasipura, Keonjhar in the aforesaid G.R. Case within a period of three weeks from today, he shall be allowed to go on bail on such terms and conditions as would be deemed just and proper by the said court, but subject to the following further conditions –

- (i) The Petitioner shall appear before the I.O. and shall cooperate with the investigation as and when required;
- (ii) He shall also appear before the trial court on each date fixed for trial, till conclusion of the trial.
- (iii) He shall not indulge in any other offence of similar nature to the present one in any manner whatsoever while on bail.
- (iv) Violation of any of the conditions shall entail cancellation of bail of the Petitioner.

5. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

S.K. Parida