

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 14874 of 2022

Sania @ Sanyasi Dakua

....

Petitioner

Mr. J. Sahoo, Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. S. Patra, ASC

CORAM:

JUSTICE CHITTARANJAN DASH

ORDER

22.12.2022

Order No.

- 02.
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 apprehension of arrest for his alleged involvement in the offences U/s. 394 of IPC and Section-25 (1-B)(a)/27 of Arms Act.
 3. It is submitted by the learned counsel for the Petitioner that the Petitioner does not have any criminal antecedent.
 4. Keeping in view the submission of the parties, the nature of allegations as emerged from the materials on record, the circumstances appearing, the seriousness and gravity of the offences, this Court is not inclined to grant the anticipatory bail, however, it is directed that in the event the Petitioner surrenders and moves for bail in connection with G.R. Case No.1658 of 2021 arising out of Kodala P.S. Case No.646 of 2021 pending in the court of learned J.M.F.C., Khallikote within a period of three

weeks hence and he shall be admitted to go on bail on such terms and conditions as would be deemed just and proper by the said court with further conditions that the Petitioner shall appear in person before the learned court below on each date of posting of the case; the Petitioner shall appear before the I.O. and shall cooperate with the investigation as and when required; shall not threaten, intimidate or terrorize the Informant; shall not tamper with the prosecution evidence in any manner whatsoever and shall not indulge in any other crime of similar nature to the present case, in any manner whatsoever, while on bail. Violation of any of the conditions shall entail cancellation of bail.

5. It is made clear that the learned Court below shall verify the criminal antecedent of the Petitioner. In case more than one antecedent is noticed, the order of this Court shall not be given effect to and the court shall be free to deal with matter of bail according to its merit without further reference to the present.

6. The ABLAPL is disposed of accordingly.

(Chittaranjan Dash)
Judge

BKSahoo