

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15603 of 2021

Saswat Kumar Das* *Petitioner

Mr.P.S. Nayak, Advocate

-versus-

State of Odisha* *Opp. Party

*Mrs.Susama Rani Sahoo,
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

**ORDER
04.01.2022**

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Barkot P.S. Case No.131 of 2021 corresponding to C.T. Case No.238 of 2021 pending in the Court of learned S.D.J.M., Deogarh for alleged commission of offences under sections 406, 419, 420, 294, 507/34 of the Indian Penal Code.

Learned counsel for the petitioner submitted that the main allegation is against Kishore Nayak, who was arrested and has been released on bail in the meantime and the petitioner, who was the driver

of the truck in question at some point of time has been falsely entangled in the case and the offences are triable by Magistrate and therefore, the anticipatory bail application may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

Perused the F.I.R. annexed to the anticipatory bail application.

Considering the submission of the learned counsel for the respective parties, the nature of accusation against the petitioner, the background of the case and the fact that the offences are triable by Magistrate, I am inclined to release the petitioner on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioner in connection with the aforesaid case, he shall be released on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that he shall make himself available for interrogation by the I.O. as and when required and he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing any facts to the Courts or to the Investigating Officer.

Violation of any of the above conditions shall

entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

PKSahoo

