

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15696 of 2021

Santanu Naik

....

Petitioner

Mr.Panchanan Panigrahi,
Advocate

-versus-

State of Odisha

....

Opp. Party

Mr. Arupananda Das,
Addl. Government Advocate

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

**ORDER
05.01.2022**

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 Nihal Prasad P.S. Case No.209 of 2021 corresponding to G.R. Case No.450 of 2021 pending in the Court of learned J.M.F.C., Gondia for alleged commission of offences under sections 294/509/506 of the Indian Penal Code.

Perused the FIR.

Learned counsel for the petitioner submits that the offences are triable by Magistrate and offence under section 506 of the Indian Penal Code is the only non-

bailable and therefore, taking into account the nature of accusation, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State opposes the prayer for bail.

Considering the submissions made by the respective parties, the nature of accusation against the petitioner 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.

Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo)
Judge