

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15461 of 2022

Shah Jahan Khan

.... ***Petitioner***
Mr. A.K. Dash, Advocate

-versus-

State of Odisha

.... ***Opp. Party***

Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

19.12.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the petitioner and learned Additional Standing Counsel for the State.
3. This is an application under Section 438, Cr.P.C. filed by the petitioners for anticipatory bail.
4. The petitioner is seeking pre-arrest bail in connection with G.R. Case No.392 of 2021, arising out of Charmal P.S. Case No.115 of 2021 pending in the court of learned S.D.J.M., Rairakhol for commission of offences punishable under Sections 341/323/294/379/506/353/427/34, I.P.C. read with Sections 25 and 27 of the Arms Act and Section 14 of K.L. Act.
5. Considering the nature of allegation, gravity of offence and the fact of the case, I am not inclined to grant anticipatory bail to the petitioner. However, it is directed that in the event the petitioner surrenders and moves an application for bail before the learned court in seisin over the matter within a period of three weeks from today in

the aforesaid case, he shall be released on bail on such terms and conditions as would be deemed just and proper subject to condition that he shall furnish cash security of Rs.5,000/-(rupees five thousand) with further conditions that besides other conditions would be imposed by the learned court below while releasing the petitioner on bail.

6. Accordingly, the ABLAPL is disposed of.

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

Jagabandhu

