

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.15919 of 2021

Bhubanananda Samal* *Petitioner

Mr. B.K. Ragada, Advocate

-versus-

State of Odisha* *Opp. Party

Mr. J.P. Patra

Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

12.01.2022

Order No.

01.

This matter is taken up through Video Conferencing Mode.

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

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Binjharpur P.S. Case No.585 of 2021 corresponding to C.T. Case No.2448 of 2021 pending in the Court of learned S.D.J.M., Jajpur for alleged commission of offences under sections 457/380/379/436/506 of the Indian Penal Code.

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

Learned counsel for the petitioner submitted that the allegation against the petitioner are omnibus in nature and due to previous dispute between the parties, the case has been foisted and one co-accused namely, Santosh Mallick was taken into custody in connection with this case and he has been directed to be released on bail by the learned Addl. Sessions Judge, Jajpur in BLAPL No.404 of 2021 and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State opposed the prayer for bail.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioner, the background of the case and release of the co-accused on bail, 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 conditions shall entail cancellation of bail.

The ABLAPL is accordingly disposed of.

Parties may utilize the soft copy of this order available in the High Court's website or print out thereof at par with certified copy in the manner prescribed vide Office Order dated 7th January 2022.

(S.K. Sahoo)
Judge



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