

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 16093 of 2021

Bernik Gamango **Petitioner**

Mr.P.K. Nag @ Nigam, Advocate

-versus-

State of Odisha **Opp. Party**

Mr. A. K. Beura,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

18.01.2022

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 Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Paralakhemundi P.S. Case No.255 of 2021 corresponding to G.R. Case No.573 of 2021 pending in the Court of learned S.D.J.M., Paralakhemundi for alleged commission of offence under section 379/34 of the Indian Penal Code read with section 12 of the Orissa Minerals (Prevention of theft, smuggling and other unlawful Activities) Act, 1988.

Perused the F.I.R.

Considering the submission made by the learned counsel for the petitioner, the nature of accusation against the petitioner and the fact that the offences are triable by Magistrate and after hearing the learned counsel for the State, 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 such facts to the Court or to the Investigating Officer.

Violation of any of the above 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.

p

(S.K. Sahoo)
Judge

