

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.16401 of 2021

Sashikant Paswan* *Petitioner

Mr.S.Das, Advocate

-versus-

State of Odisha* *Opp. Party

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

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

ORDER

07.04.2022

Order No.

02.

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

Heard the 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 Bamibari P.S. Case No. 164 of 2021 corresponding to G.R. Case No. 695 of 2021 pending in the Court of learned J.M.F.C., Barbil for the commission of the alleged offences punishable under sections 379, 411, 120-B/34 of the Indian Penal Code and section 21 of the Mines and Minerals (Development and Regulation) Act, 1957.

Learned counsel for the petitioner submitted that two of the co-accused persons have already been granted anticipatory bail by this Court in ABLAPL No. 25 of 2022 and ABLAPL No. 101 of 2022 and the petitioner has been falsely

implicated in the case basing on the confessional statement of the driver of the vehicle before police and therefore, the anticipatory bail application may be favourably considered.

Learned counsel for the State on instruction submitted that the petitioner is having no criminal antecedents.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioner, release of the co-accused persons on anticipatory 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.

The ABLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge