

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.16466 of 2021

Sk. Sahid @ Sk. Jahid* *Petitioner

Mr. S. Ray, Advocate

-versus-

State of Odisha* *Opp. Party

*Mr. Arupananda Das,
Addl. Government Advocate*

CORAM:

JUSTICE S.K. SAHOO

ORDER

25.01.2022

Order No.

01.

This matter is taken up by 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 G.R. Case No.1008 of 2021 arising out of Kakatpur P.S. Case No.249 of 2021 pending in the Court of learned J.M.F.C., Nimapara for alleged commission of offences under sections 457/380 of the Indian Penal Code.

Perused the F.I.R.

Learned counsel for the petitioner submitted that though the F.I.R. was lodged against unknown

person but during course of investigation, one co-accused was taken into custody and he disclosed the name of the petitioner for which the petitioner is apprehending arrest in connection with the case and the offences are triable by Magistrate and therefore, the anticipatory bail application of the petitioner may be favourably considered.

Learned counsel for the State does not dispute that the petitioner's involvement is based on the confessional statement of co-accused before police.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioner and since 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 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.

(S.K. Sahoo)
Judge

RKM

