

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.16712 of 2021

1. Tapan Das **Petitioners**
2. Guli @ Golekh Chandra
Das
3. Ranjan Behera
4. Hira Barik @ Hiralal
Ghunia

Mr. A. Mishra, Advocate

-versus-

State of Odisha **Opp. Party**

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

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 petitioners and learned counsel for the State.

This is an application under section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in connection with C.T. Case No.532 of 2021 arising out of Kalinganagar (Duburi) P.S. Case No.294 of 2021 pending in the Court of learned N.G.N. -cum- J.M.F.C., Sukinda for alleged commission of offences under sections 379/411/34 of the Indian Penal Code.

Perused the F.I.R.

Learned counsel for the petitioners submitted that some of the co-accused persons, who were apprehended at the spot disclosed the name of the petitioners to be their associates and the stolen iron pipes were recovered from them and the offences are triable by Magistrate and therefore, the anticipatory bail application of the petitioners may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

Considering the submissions made by the learned counsel for the respective parties, the nature of accusation against the petitioners and since the offences are triable by Magistrate, I am inclined to release the petitioners on anticipatory bail and accordingly, this Court directs that in the event of arrest of the petitioners in connection with the aforesaid case, they shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) each with two sureties each for the like amount to the satisfaction of the arresting officer with further conditions that they shall make themselves available for interrogation by the I.O. as and when required and they 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.

RKM

