

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No. 16820 of 2021

**1. Subrata Kumar Nayak
@ Subrat Nayak
2. Srinath Nayak @
Srikant Kumar Naik**

.... Petitioners

Mr. Debasis Biswal, Advocate

-versus-

State of Odisha

.... Opp. Party

Mr. A.K. Beura
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO

ORDER

27.01.2022

Order No.

01. This matter is taken up through Video Conferencing Mode.

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

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioners in connection with Paradeep P.S. Case No.297 of 2021 corresponding to G.R. Case No. 1202 of 2021 pending in the Court of learned J.M.F.C. (P), Kujang for alleged commission of offence under section 379/34 of the Indian Penal Code.

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

Considering the submission made by the learned counsel for the petitioners that the offence is triable by Magistrate and the stolen articles have already been recovered which is not disputed by the learned counsel for the State after verification of the case diary, 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) 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 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.

