

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.16859 of 2021

Binay Kumar Dash* *Petitioner

*Mr. Biraja Prasanna Das,
Advocate*

-versus-

State of Odisha* *Opp. Party

*Mr .Deepak Kumar Pani,
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 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 Badambadi P.S. Case No.373 of 2021 corresponding to G.R. Case No.1681 of 2021 pending in the Court of learned J.M.F.C. (City), Cuttack for alleged commission of offences under sections 354A, 294, 506/34 of the Indian Penal Code.

Learned counsel for the petitioner submitted that the petitioner is a Software Engineer and he was the proprietor of M/s. A to Z Solution and he has been

falsely entangled in the case. Learned counsel further submitted that there is a counter case to the present case, the offences are triable by Magistrate and therefore, the prayer for anticipatory bail may be favourably considered.

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

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

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

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

PKSahoo

