IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.14288 of 2024

Sadananda Bariha @ Dolamani Bariha **.....** ***Petitioner***

Represented By Adv. - Bijay Kumar Behera

-versus-

State Of Odisha **.....** ***Opposite Party***

Represented By Adv. –Mr. M.R.Mohanty, A.G.A.

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
17.12.2024

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/ Physical Mode).

2. Heard learned counsel for the Petitioner and learned Additional Government Advocate appearing for the Opposite Party-State.

3. The present application has been filed under Section 482 of B.N.S.S. by the Petitioner seeking pre-arrest bail in connection with O.R. Case No.219 of 2024-2025, corresponding to 2(b) C.C. Case No.09 of 2024, pending in the court of learned S.D.J.M., Patnagarh, for alleged commission of offence punishable under Section 9, 39, and 52 of Wildlife (Protection) Act and punishable under Section 51 of the Said Act.

4. Considering the nature of allegation, gravity of offence and the surrounding facts of the case, I am not inclined to grant pre-arrest bail to the Petitioner. However, it is directed that in the event the Petitioner surrenders before the Court in seisin over the matter within a period of

four weeks from today and move an application for bail, the Court in seisin over the matter shall release him on bail in connection with the aforesaid case on such terms and conditions as it may deem just and proper in the facts and circumstances of the case, but subject to verification of criminal antecedent of the Petitioner. In the event it is found by the learned court below that the Petitioner is having any similar criminal antecedent, then this order shall automatically stand revoked. Violation of any of the terms and conditions shall entail cancellation of bail.

5. The release of the petitioner shall also be subject to following conditions:-

I) shall cooperate with the investigation and appear before the I.O. as and when his presence is required and shall cooperate with the early conclusion of the investigation.

II) shall not indulge in similar criminal offences while on bail.

III) shall appear before the learned trial court on each and every date fixed unless prevented by any sufficient cause.

Violation of any of the terms and conditions shall entail cancellation of bail.

6. Accordingly, the ABLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

(Aditya Kumar Mohapatra)
Judge

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Signature Not Verified
Digitally Signed
Signed by: RUBI BEHERA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 19-Dec-2024 15:05:21