

ABLAPL No.9810 of 2016

30.11.2016

Heard learned counsel for the petitioner and learned Addl. Standing Counsel.

The petitioner is apprehending arrest for the alleged commission of offence under Sections 420, 406, 506, 467, 468, 471/34 of the IPC in C.T. Case No.4237/2015 of the court of learned SDJM, Bhubaneswar, arising out of Nayapalli P.S. Case No.320/2015.

It is apparent from the copy of the affidavit filed by the informant-Biswakeshan Das Bebartta before the learned SDJM, Bhubaneswar in C.T. Case No.4237/2015 that he has already received Rs.2,00,000/- + Rs.6,10,000/- towards full and final settlement of his dues from the petitioner. Therefore, he is not interested in the criminal case.

In that view of the matter, this Court is inclined to grant anticipatory bail to the petitioner. Hence, the ABLAPL is allowed. Moreover, the petitioner is a permanent resident of Puma Vihar, Patia, P.S. Chandrasekharapur, Dist. Khurda, which precludes any chance of his fleeing from justice and there is no allegation on behalf of the prosecution that the petitioner will tamper with the prosecution evidence if released on bail.

In the event of his arrest in the aforesaid case, the petitioner shall be released on bail by the arresting officer on such terms and conditions as deemed just and proper by him.

The ABLAPL is disposed of.

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

S.K. Mishra, J.

In the interim case No. 872 of 2016, it was held that the petitioner no.2 shall not be disengaged only on the basis of attaining the age of 60 till the next date.

Urgent certified copy of this order be granted as per rules.

S.K. Mishra, J.