



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL No.100 of 2024**

**1) Satya Prakash Dey**

.....

***Petitioners***

2) Pradip Kumar Dey

Represented By Adv. –  
Mr. Pravash Chandra Jena

*-versus-*

***State Of Odisha***

.....

***Opposite Parties***

Represented By Adv. –

Mr. Samaresh Jena,  
A.S.C.

**CORAM:**

**THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA**

**ORDER**

**18.07.2024**

**Order No.**

- 03.
1. This matter is taken up through Hybrid Arrangement (Virtual/ Physical Mode).
  2. Learned counsel for the Petitioners files a memo along with the F.I.R. of Basudevpur P.S. Case No.742 of 2023 in Court today. The same be kept on record.
  3. Heard learned counsel for the Petitioners and learned Additional Standing Counsel appearing for the Opposite Party-State.
  4. The present application has been filed under Section 438 of Cr.P.C. by the Petitioners seeking pre-arrest bail in connection with Basudevpur P.S. Case No.742 of 2023, corresponding to G.R. Case No.1214 of 2023, pending in the court of learned J.M.F.C., Basudevpur, for alleged commission



of offences punishable under Sections 420/408 of the I.P.C.

5. In course of argument, learned counsel for the Petitioners submits that he does not want to press this bail application in respect of Petitioner No.2.

6. In view of such submission, the prayer for pre-arrest bail of the Petitioner No.2 stands rejected as not pressed.

7. So far Petitioner No.1 is concerned, considering the nature of allegation, gravity of offence and the fact of the case, I am not inclined to grant pre-arrest bail to him. However, it is directed that in the event he surrenders before the Court in seisin over the matter within a period of four weeks from today and moves 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. While imposing conditions, the trial court shall also impose conditions whereby the Petitioner No.1 shall not tamper with the prosecution evidence while on bail; he shall cooperate with the investigation and shall appear before the I.O. as and when his presence is required by the I.O. for the purpose of investigation; and he shall appear before the trial court on each and every date of posting of the case, if not prevented by sufficient cause. Violation of any of the terms and conditions shall entail cancellation of bail.

8. It is further directed that the bail granted to the Petitioner No.1 is subject to depositing a cash security of Rs.30,000/-



(Rupees thirty thousand) before the Court in seisin over the matter, which shall be kept in any Nationalized Bank in interest bearing account initially for a period of one year which will be renewable from time to time till conclusion of trial and the same shall be abide by the final outcome of the trial of the case.

9. Accordingly, the ABLAPL is disposed of.

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

**( Aditya Kumar Mohapatra )**  
**Judge**

*Debasis*