

Binod Kumar Agrawal vs State Of Odisha Opp. Party on 9 February, 2022

Author: S.K. Sahoo

Bench: S.K. Sahoo

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.731 of 2021

Binod Kumar Agrawal Petitioner

Mr. S. Das, Advocate

-versus-

State of Odisha Opp. Party

Mr. D.K. Pani,
Addl. Standing Counsel

CORAM:

JUSTICE S.K. SAHOO
ORDER

Order No. 04. This matter is taken up through Hybrid

09.02.2022

Arrangement (Video Conferencing/Physical Mode).

Heard the 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 G.R. Case No.29 of 2021 arising out of Kantabanji P.S. Case No.12 of 2021 pending in the Court of learned J.M.F.C., Kantabanji for alleged commission of offences under sections 420/270/269 of the Indian Penal Code, sections 51/53/54/59/61/63 of the Food Safety and Standards Act, 2006 and section 3 of the Epidemic Diseases Act, 1897.

Perused the first information report annexed to // 2 // the anticipatory bail application.

On perusal of the test report of the chili powder produced by the learned counsel for the State, which indicates that it is unsafe for human consumption, while not inclining to grant anticipatory bail to the petitioner, it is observed that in the event the petitioner surrenders in the Court below within a period of four weeks from today and moves for bail before the learned Court below, the same shall be disposed of as expeditiously as possible by the Courts below in accordance with law. The case

records shall be made available to the Court concerned for adjudication of the bail application.

Interim order dated 08.03.2021 stands vacated. The ABLAPL is accordingly disposed of. Urgent certified copy of this order be granted on proper application.

(S.K. Sahoo) Judge RKM