

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.875 OF 2022

Narayan Nahak

.... ***Petitioner***
Mr. D. Sarangi, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr. S.K. Nayak, AGA.

CORAM:
MR. JUSTICE D.DASH

ORDER
21.10.2022

Order No.

02.

1. This matter is taken up through hybrid arrangement (virtual/physical) mode.

2. This is the second journey of the Petitioner who is in custody in connection with Polosara P.S. Case No.152 of 2016 corresponding to S.T. Case No.75 of 2020 pending on the file of learned Addl. Sessions Judge, Kodala, Ganjam, for alleged commission of offence under Section -302/34 of the IPC, in filing this application under section 439 of the Cr.P.C. for reconsideration of his prayer for grant of bail to the Petitioner in the above mentioned case.

3. None appears for the Petitioner when the matter is called. Record reveals that by order dated 05.05.2022, the Petitioner had been granted interim bail till 29.06.2022. As reported by the Office, the certificate of surrender of the Petitioner has not yet been filed. The relevant order-sheet of the Court below has also not been placed from the side of the Petitioner in support of the fact that the

Petitioner after completion of period of interim bail has surrendered as directed.

4. In that view of the matter, the application stands dismissed.

It is hereby observed that in the event the Petitioner has not yet surrendered, the Trial Court would do well to take all such effective steps as provided in law to secure his presence for being taken into custody.

Issue urgent certified copy as per rules.

Narayan



**(D. Dash),
Judge.**