

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.1478 OF 2022

Pinku Behera

....

Petitioner

Mr.M.K. Mohapatro, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S.K. Nayak, AGA.

CORAM:

MR. JUSTICE D.DASH

ORDER

21.10.2022

Order No.

01. 1. The 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 Thakurgarh P.S. Case No.02 of 2018 corresponding to C.T.(S) Case No.32 of 2018 on the file of learned Addl. Sessions Judge, Athmallik for alleged commission of offence under Section -302/34 of the IPC, in filling this application under section 439, Cr.P.C. for his release on bail in the above mentioned case.
3. Heard learned Counsel for the Petitioner and learned Counsel for the State.
5. Considering the submissions made and on going through the materials on record including the depositions of the witnesses so far examined in the trial as also viewing other surrounding circumstances; at this stage, I am not inclined to reconsider the prayer for grant of bail to the Petitioner.

It is, however, observed that the Trial Court would do well to take all such effective steps as provided in law for early conclusion of the trial, preferably within a period of five months from today and in the event, within the period stipulated, the trial is not concluded, the Petitioner if so advised may renew his prayer for reconsideration of the prayer for grant of bail.

5. The BLAPL is accordingly disposed of.

Issue urgent certified copy as per rules.

Narayan



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