

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL NO.5052 OF 2019

Bhupeswar Ram Yadav

....

Petitioner

Mr. Sitikanta Mishra, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S.K. Nayak, AGA.

CORAM:

MR. JUSTICE D.DASH

ORDER

10.05.2022

Order No.

- 13.
1. The matter is taken up through hybrid arrangement (virtual/physical) mode.
 2. This is the successive journey of the Petitioner who is in custody in connection with Phiringia P.S. Case No.69 of 2018 corresponding to C.T. Case No.34 of 2018 on the file of learned Addl. District & Sessions Judge-cum-Special Judge, Kandhamal, Phulbani for alleged commission of offence under Section -20(b)(ii)(C) of the NDPS Act, in filling this application under section 439, Cr.P.C. for reconsideration of his prayer for grant of bail in the above mentioned case.
 3. Upon hearing learned Counsel for the Petitioner and learned Additional Government Advocate; the record being perused, it is seen that the Petitioner had last moved the Trial Court, praying for his release on bail on 24.09.2019. In view of long lapse of about more than three years by now; this Application stands disposed of granting liberty to the Petitioner to approach the Trial Court afresh for his release on bail citing

all the developments which have taken place in the meantime for their consideration in proper perspectives.

It is needless to observe that in the event such a move is made, the Trial Court would do well to consider the same on its own merit; further taking into account all such developments which have taken place in the meantime in their proper perspectives and dispose of the same early in accordance with law.

5. The BLAPL is accordingly disposed of.
Issue urgent certified copy as per rules.

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

Narayan

