

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

**BLAPL No. 7226 OF 2022**

***Kamalesh Kumar***

***..... Petitioner  
Mr. J.K.Panda, Adv.***

***-versus-***

***State of Odisha***

***..... Opposite Party  
Mr. P.K.Maharaj, ASC***

**CORAM:  
JUSTICE V. NARASINGH**

**ORDER  
23.08.2022**

**Order No.  
O1.**

1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel for the parties.
3. The petitioner is an accused in connection with T.R. Case No. 48 of 2022 arising out of Bissamcuttack P.S. Case No.44 of 2022, pending on the file of the learned Additional Sessions Judge-cum-Special Judge, Gunupur for the alleged commission of offence under Sections 20(b) (ii) (c) of the NDPS Act.
4. Being aggrieved by the rejection of his application for bail under Sec. 439 Cr.P.C. by the learned Additional Sessions Judge-cum-Special Judge, Gunupur (I/C), by order dated 02.07.2022, the present BLAPL has been filed.
5. The consideration by the learned Court in seisin over the matter was during the course of investigation.

6. The petitioner is at liberty to move the learned Court below after filing of Charge-Sheet. The same shall be considered on its own merit without being influenced by the earlier rejection order or the order passed by this Court.

7. The Bail Application thus, stands disposed of.

8. Urgent certified copy of this order be granted as per rules.

*( V.Narasingh )*  
*Judge*

*Dhal*

