

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.6570 of 2021

Paya Rameya

....

Petitioner

Mr. D.R. Bhokta, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

08.02.2022

Order No.

02.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned counsel for the State. Perused the record as well as F.I.R.
3. This is an application under Section 439 of the Criminal Procedure Code.
4. The Petitioner is an accused in C.T. Case No.50 of 2017 on the file of learned Additional Sessions Judge, Koraput for the commission of offences punishable under Section 302, I.P.C.
5. Considering the submissions and the materials placed before the Court, I am not inclined to release the Petitioner on bail. Accordingly, the bail application stands rejected.
6. Learned counsel for the Petitioner submits that the Petitioner is in custody since last five years. However, trial has not yet been progressed substantially. In such view of the matter, learned counsel for the Petitioner prays for releasing the Petitioner on bail.
7. Learned counsel for the State, on the other hand, opposes the

prayer for bail of the Petitioner and submits that direct materials are available against the Petitioner and as such, the Petitioner may not be released on bail.

6. However, learned counsel for the Petitioner submits that at this stage, he does not want to press the bail application of the Petitioner and seeks for a direction to the trial court to expedite the trial and the same be concluded within a period of four months.

7. Considering the aforesaid submissions made by learned counsel for the Petitioner, this Court permits the Petitioner to withdraw the bail application of the Petitioner and further directs the trial court to expedite the trial and conclude the same as expeditiously as possible within a period of four months from the date of production of certified copy of this order. It is further clarified that in the event trial is not concluded within the aforesaid time, it is open for the Petitioner to renew his prayer for bail again.

8. With the aforesaid observation, the bail application stands disposed of.

9. Urgent certified copy of this order be granted on proper application.

Jagabandhu

(*A.K. Mohapatra*)
Judge