

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 7627 of 2022

Arjuna Behera

....

Petitioner

Mr. C. Mishra, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. N.K. Praharaj, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
26.08.2022

Order No.

01.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned counsel for the State.
3. The petitioner is an accused in C.T Case No.38 of 2022, on the files of learned Sessions Judge-cum-Special Judge, Phulbani arising out of Gochhapada P.S. Case No.81 of 2022, under Sections 20(b)(ii)(C) of the NDPS Act and is in custody since 16.07.2022.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Sessions Judge-cum-Special Judge, Phulbani, by order dated 22.07.2022 in the aforementioned case, the present BLAPL has been filed.
5. Taking into account that the consideration by the learned Court below was before filing of charge sheet, this Court is not inclined to entertain this bail application at this stage. The same stands rejected.

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 merits without being influenced by the earlier rejection or the order passed by this Court.

7. Accordingly, the BLAPL stands disposed of.

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

(V. NARASINGH)
Judge

Santoshi

