

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

**BLAPL No. 7780 of 2022**

***Prema Sisa***

....

***Petitioner***

Mr. D.R. Bhokta, Advocate

*-versus-*

***State of Orissa***

....

***Opposite Party***

Mr. M. Mishra, ASC

**CORAM: JUSTICE V. NARASINGH**

**ORDER**

**07.12.2022**

**Order No.**

**02.**

1. Heard learned counsel for the petitioner and learned counsel for the State.
2. The petitioner is an accused in connection with T.R. No.45 of 2022, pending in the Court of the learned Additional Sessions Judge-cum-Special Judge, Koraput, arising out of P.R. No.03 of 2022-23 of Inspector of Excise, Koraput Sadar range dated 25.04.2022, for alleged commission of offences under Section 20(b)(ii)(C) read with Section 29 of NDPS Act.
3. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Additional Sessions Judge-cum-Special Judge, Koraput, by order dated 27.07.2022 in the aforementioned case, the present BLAPL has been filed.
4. Since the consideration by the learned Court in seisin over the matter was during the course of investigation, this Court is **not inclined** to consider this bail application at this stage.

5. 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.
6. Accordingly, the BLAPL stands disposed of.
7. Urgent certified copy of this order be granted as per rule.

**(V. NARASINGH)**  
**Judge**

*Ayesha*

