

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 9220 of 2022

Naka @ Saukat Khan

....

Petitioner

Mr. D.K. Sahoo, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.K. Maharaj, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
01.12.2022

Order No.

03.

1. Heard learned counsel for the petitioner and learned counsel for the State.
2. The petitioner is an accused in G.R. Case No.981 of 2022, pending in the file of learned SDJM, Kendrapara, Distr-Kendrapara arising out of Kendrapara Town P.S. Case No.85 of 2022, for commission of alleged offence under Sections 498-A/302/304-B of IPC and Section 4 of the D.P. Act.
3. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Sessions Judge, Kendrapara by order dated 14.09.2022 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 entertain this bail application at this stage.

5. It shall be open to the petitioner to move the learned Court in seisin over the matter after filing of charge sheet and 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 rules.

(V. NARASINGH)
Judge

Santoshi

