

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.10988 of 2022

Purna Chandra Das @ Kuna ***Petitioner***

Mr. C.R. Dash, Advocate

-versus-

State of Odisha ***Opposite Party***

Mr. M. Mishra, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

07.12.2022

Order No.

- 01.**
1. Heard learned counsel for the Petitioner and learned counsel for the State.
 2. The Petitioner is an accused in T.R. Case No.421 of 2022 pending on the file of learned Sessions Judge-cum-Special Judge under the NDPS Act, Khurda at Bhubaneswar, arising out of Baliana P.S. Case No.354 of 2022, for commission of alleged offence under Section 21(C) of the N.D.P.S Act.
 3. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C by the learned Sessions Judge, Khurda at Bhubaneswar by order dated 01.11.2022 in the aforementioned case, the present BLAPL has been filed.
 4. Taking into account the nature of allegation and the role ascribed to the Petitioner and 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 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

PKS

