IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.4780 of 2024

Tofan @ Bijay Gouda …. ***Petitioner***

Mr. B.R. Mohanty, Advocate

-versus-

State of Odisha …. ***Opposite Party***

Mr. S. Panda, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
18.12.2024

Order No.

06. 1. Heard learned counsel for the Petitioner and learned counsel for the State.

2. The Petitioner is an accused in connection with S.T. Case No.167 of 2022 pending on the file of learned 3rd Additional Sessions Judge, Berhampur, Dist-Ganjam arising out of **Digapahandi P.S. Case No.185 of 2022** for commission of offence alleged under Sections 302/120-B/34 of IPC.

3. Learned counsel, on instruction, submits that except the present BLAPL, no other bail application of the Petitioner relating to the aforementioned P.S. case is pending in any other Court.

4. Being aggrieved by the rejection of his application for bail U/s.483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) by the learned 3rd

Additional Sessions Judge, Berhampur by order dated 25.04.2024 in the aforementioned cases, the present BLAPL has been filed.

5. This is the second journey of the Petitioner to this Court. Earlier bail application of the Petitioner i.e. BLAPL No.5225 of 2023 was disposed of as withdrawn by this Court by order dated 16.01.2024.

6. It is submitted by the learned counsel for the Petitioner that in the meantime further witnesses have been examined.

7. Hence, learned counsel for the Petitioner seeks to withdraw this bail application with liberty to renew his prayer before the learned Court in seisin.

8. Giving such liberty, the BLAPL stands disposed of as withdrawn.

9. If such an application is filed before the learned Court in seisin, the same shall be considered on its own merit, taking into account the Petitioner is in custody since 30.05.2022.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified
Digitally Signed
Signed by: SANTOSHI LENKA
Designation: Senior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 19-Dec-2024 20:32:31