

BLAPL No.4433 of 2015

09.09.2015 Heard learned counsel for the petitioners and learned counsel for the State.

This is an application under Section 439 Cr.P.C. in connection with S.T. Case No.131 of 2013 corresponding to Badagada P.S. Case No.4 of 2012 pending in the Court of learned Additional Sessions Judge, Bhanjanagar for offences punishable under Sections 120(A)/121(A)/124(A)/144/148/149/435 of IPC read with Section 7/17 of Criminal Law Amendment Act and section 25 (1-B)(A) of Arms Act and Section 13 of YPHP Act and section 3 and 4 of E.S. Act and sections 16/17/18/20 of OAP Act.

The petitioners moved an application for bail before the learned Additional Sessions Judge, Bhanjanagar which was rejected on 9.6.2015.

Learned counsel for the petitioners submits that the petitioners are in custody for about two years and though the trial has commenced but since there is inordinate delay in disposal of the trial, the bail application of the petitioners may be favourably considered.

Learned counsel for the State opposed the prayer for bail.

Considering the submissions of the respective parties, the nature and gravity of the offences, I am not inclined to release the petitioners on bail.

Accordingly, the BLAPL stands rejected.

However, taking into account the period of detention of the petitioners in judicial custody and the submissions made by the learned counsel for the petitioners, I direct the learned Additional Sessions Judge, Bhanjanagar in S.T. Case No.131 of 2013 to expedite the trial of the case and if possible, to conclude the same within a period of six months from the date of the receipt of this order.

Accordingly, the BLAPL is disposed of.

Urgent certified copy of this order be granted on proper application.

A copy of the order be communicated to the learned trial Court for compliance.

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S. K. Sahoo, J.