



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.11721 of 2025

Akash Kori @ Kasua ... **Petitioner**

Mr. B.P. Tripathy, Advocate
-versus-

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

Mr. A. Pradhan, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
06.01.2026

Order No.
02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Mr. Biraja Prasad Tripathy, learned counsel for the Petitioner submits that although the Petitioner was taken into custody on 24.03.2025 in the late evening, but he was only produced in the Court on 01.04.2025 and thereby, there is violation of Sec. 58 of BNSS/Article 22(2) of the Constitution of India, but Mr. A. Pradhan, learned Addl. PP informs the Court that the Police Official has in fact admitted the Petitioner to Hospital immediate on 24.03.2025 in the mid night, since the Petitioner had met with an accident when he was found. At this stage, Mr. Tripathy seeks for some time to produce authority/ruling of the Apex Court to show that the treatment of the Petitioner in Hospital in the aforesaid situation would amount to Police custody.
3. In view of the prayer as advanced for the Petitioner, list this matter in the week commencing from 27.01.2026.

(G. Satapathy)
Judge