

IN THE COURT OF THE ADDL. SESSIONS JUDGE, KHALLIKOTE,
DISTRICT:- GANJAM.

Bail Application No. 240/2026

(Arising out of G.R. Case No. 1530/2026 corresponding to Beguniapada P.S.
Case No. 390/2026 pending in the file of learned JMFC, Khallikote)

Pabitra Sethi, aged about 40 years,
S/o:-Gangadhar Sethi,
Vill:- Sandhamula, P.S:- Beguniapada,
Dist:- Ganjam.

... Petitioner.

-Versus-

State of Odisha.

.... Respondent.

03 / dtd 05.08.2026:

The record is put up today for hearing the bail application of the
accused-petitioner.

The learned counsel has furnished a certificate that no other bail petition
is pending before any other court having concurrent jurisdiction.

The petitioner being involved in G.R. Case No. 1530/2026
corresponding to Beguniapada P.S. Case No. 390/2026 pending in the file of
learned J.M.F.C., Khallikote for the offence punishable u/s. 52(a) of Odisha
Excise Act has filed this application u/s. 483 of B.N.S.S. for his release on bail.

Prosecution allegation in short is that on 28.07.2026 around 6.30 p.m.,
police staff of Beguniapada apprehended the petitioner near the mango orchard
in front of his house while he was selling liquor. On verification, the police
staffs found five jari bags containing 400 nos of liquor pouches each containing
200 ml. of I.D.liquor. Thus, in total 80 litres of I.D.Liquor were recovered from
the possession of the petitioner. He could not produce any licence or authority
for selling such quantity of I.D.Liquor. So, he was arrested and forwarded to the
Court.

The learned counsel appearing for the petitioner submitted that the
allegation made against the petitioner is false and fabricated and nothing has
been seized from his exclusive and conscious possession. It is submitted that the
offence is triable by the Court of J.M.F.C. The petitioner is inside jail custody
since 29.07.2026 and he is a permanent resident of village Sandhamula under

Beguniapada police station. He has no criminal antecedent. There is substantial progress in investigation. Under these submissions, the learned counsel prayed to release the petitioner on bail. On the other hand the learned Addl. P.P. vehemently objected the motion for bail.

Perused the record. There is allegation that 400 polythene pouches containing 80 litres of I.D.Liquor was recovered from the possession of the petitioner. However, there is no allegation that the alleged liquor contained any noxious substance. Similarly, as the seizure has already been made, there is no question of tampering or destroying prosecution evidence in the event of release or question of his absconding does not arise as the petitioner is the permanent resident of village Sandhamula under Beguniapada P.S. He is in judicial custody since 29.07.2026. He has no criminal antecedent. Thus, considering all these aspects, I am inclined to release the petitioner on bail.

Let the petitioner be released on bail on furnishing bail bond of Rs.25,000/- (rupees twenty-five thousand) and cash security of Rs.4,000/- (Rupees four thousand) with two solvent sureties each for the like amount to the satisfaction of the learned J.M.F.C, Khallikote with further conditions as deemed just and proper by the learned J.M.F.C., Khallikote.

Send back the TCR along with extract of this order to the concerned court for information and necessary action. Extract copy of this order be supplied to the petitioner online through Supdt. Sub-Jail, Kodala / Secretary, D.L.S.A., Berhampur for information.

(Dictated)
Sd/- Sri Amiya Ranjan Jena
Addl. Sessions Judge, Khallikote
05.08.2026.

Memo No. /dtd. 05.08.2026.

Copy of the order along with TCR in G.R. 1530/2026 is forwarded to the learned J.M.F.C., Khallikote for information and necessary action.

Addl. Sessions Judge, Khallikote.