



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.358 of 2026

Biplaba Nayak @ Biplab Nayak ... Petitioner

Mr. H. Mohapatra, Advocate

-versus-

State of Odisha ... Opposite Party

Mr. T.K. Acharya, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL)

26.02.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application U/S.483 of BNSS by the petitioner for grant of bail in connection with OIC, Nimapara Excise Station PR No. 38 of 2025-26 corresponding to TR No. 64 of 2025 pending in the file of learned Addl. District & Sessions Judge, Nimapara, for commission of offences punishable U/S.21(b) of NDPS Act, on the main allegation of possessing 80Grams of Heroin.
3. Heard Mr. Hrudananda Mohapatra, learned counsel for the petitioner and Mr. T.K. Acharya, learned Addl. PP in this matter and perused the record including the copy of deposition of PW.1.
4. After having considered the rival submissions and taking into consideration the nature and gravity of the offences as alleged against the petitioner vis-à-vis the accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 28.08.2025 and taking into account the



examination of PW.1, who has become hostile to the prosecution case and keeping in view the other circumstances on record in entirety including the inherent right of the accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merits, admits the petitioner to bail.

5. Hence, the bail application of the Petitioner stands allowed and the Petitioner is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) only with one solvent surety for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deems fit and proper by it.

6. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(G. Satapathy)
Judge

S.Sasmal