



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.671 of 2025

Tikedhar Gainta

....

Petitioner

Mr. B.K. Behera-1, Advocate

-Versus-

State of Odisha

....

Opposite Party

Mr. P. Satpathy, ASC

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

11.03.2025

Order
No.

01.

1. Heard learned counsel for the petitioner and State.
2. Instant petition under Section 483 BNSS is filed for release of the petitioner on bail in connection with C.T. Case No.10 of 2022 (NDPS) pending in the file of learned Additional District and Sessions Judge-cum-Special Judge, Dharamgarh corresponding to Jaipatna P.S. Case No.186 of 2022 on the grounds stated.
3. Perused the FIR as at Annexure-1 and rejection order i.e. Annexure-4.
4. In course of hearing, learned counsel for the petitioner produced the copies of the orders in BLAPL Nos.12096 and 12097 of 2022 and it submitted that the said co-accused persons have been granted bail by this Court, hence, the petitioner should be directed to be released on similar terms and conditions.
5. Mr. Satpathy, learned ASC for the State objects to such release on the ground that the trial is in progress with from the witnesses examined from the side of the prosecution. In reply,



learned counsel for the petitioner submits that two of the independent witnesses examined as P.Ws.1 and 2 have not supported the prosecution case. In any view of the matter, though the trial is continuing, since the co-accused persons, namely, Tulsiram Rout, Sagar Panigrahi, Dambarudhar @ Ripudhar Punji and Rejendra Dandasena besides another are on bail and the petitioner happens to be one among them involved in illicit transportation of contraband Ganja, though of commercial quantity, the Court is inclined to extend parity in releasing him as well with conditions.

6. Accordingly, it is ordered.

7. In the result, the petition under Section 483 BNSS stands allowed. Consequently, the petitioner is directed to be released on bail in connection with C.T. Case No.10 of 2022 (NDPS) arising out of Jaipatna P.S. Case No.186 of 2022 subject to him furnishing a bail bond of Rs.50,000/-(rupees fifty thousand) with one solvent surety for the like amount to the satisfaction of the learned Additional District and Sessions Judge-cum-Special Judge, Dharamgarh, who shall impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case and upon verification and absence of any criminal antecedent against him.

8. The BLAPL is disposed of.

9. Urgent certified copy of this order be granted as per rules.

(R.K. Pattanaik)
Judge

TUDU

Signature Not Verified

Digitally Signed
Signed by: THAKURDAS TUDU
Reason: Authentication
Location: OHC, CTC
Date: 12-Mar-2025 12:31:52

