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. C.M.Singh, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
25.03.2025

I.A. No.399 of 2025

Order No. 02.

1. The matter was not in today's list and on bein g specifically mentioned it is taken up for hearing.

2. Heard learned counsel for the petitioner.

3. Instant petition is filed for modification of the Court's order dated 11h March, 2025 in BLAPL No. 671 of 2025.

4. Referring to a copy of the F.I.R. in connection with Koksara P.S. Case No. 62 dated 31st March, 2021, it is submitted that the petitioner is having one more antecedent for an offence under Section 62(a) of the Odisha Excise Act and he was allowed to go on police bail therein. With such submission, modification of the Court's order in BLAPL No. 671 of 2025 is pleaded. Recorded the objection of Mr. Singh, learned ASC for the State against release of the petitioner in view of him having antecedent. Considering the F.I.R. in the connected case and the fact that in the said case, the petitioner is on police bail and there is no other antecedent as claimed by Mr. Behera, learned counsel for the petitioner, recording

such objection from the side of the State, the Court is inclined to modify the order dated 11h March, 2025 in BLAPL No. 671 of 2025.

5. Accordingly, the IA stands allowed with the modification and direction for release of the petitioner on bail in connection with C.T. Case No. 10 of 2022(NDPS) subject to further verification by learned Additional District Judge-cum-Special Judge, Dharmgarh regarding absence of any such similar antecedent except the one in connection with Koksara P.S. Case No. 62 dated 31st March, 2021. The Court further directs that such release of the petitioner shall be subject to fulfilment of the conditions already imposed.

6. The IA is disposed of.

7. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

kabita