



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.1960 of 2025

Ashok Sahu **Petitioner**
Mr. S.K. Biswal, Advocate
-Versus-

State of Odisha **Opposite Party**
Mr. C.M. Singh, ASC

BLAPL No.2022 of 2025

Santosh Kumar Polai **Petitioner**
Mr. B. Mohapatra, Advocate
-Versus-

State of Odisha **Opposite Party**
Mr. C.M. Singh, ASC

BLAPL No.2023 of 2025

Sunil Swain **Petitioner**
Mr. B. Mohapatra, Advocate
-Versus-

State of Odisha **Opposite Party**
Mr. C.M. Singh, ASC

And

BLAPL No.2227 of 2025

Titu Polai **Petitioner**
Mr. S.K. Biswal, Advocate
-Versus-

State of Odisha **Opposite Party**
Mr. C.M. Singh, ASC



CORAM:
MR. JUSTICE R.K. PATTANAİK

ORDER
24.03.2025

Order
No.

01.

1. The bail petitions are clubbed together for disposal by the following common order.
2. Heard learned counsels for the petitioners and State.
3. Instant petitions are filed for release of the petitioners on bail in connection with 2(a) CC Case No.3 of 2025(N) pending in the file of learned Additional Sessions Judge-cum-Special Judge, Aska, Ganjam corresponding to EI & EB Unit-II (SD), Ganjam Berhampur PR No.541- of 2024-25 on the grounds stated.
4. Perused the PR as at Annexure-1 and rejection orders i.e. Annexure-2.
5. In course of hearing, learned counsels for the petitioners would submit that none of the accused persons is having similar antecedents. The further submission is that the alleged recovery of 70 Kgs of contraband Ganja was from a pick-up van. The submission is that the accused persons, namely, Sunil Swain and Titu Polai were travelling as passengers in the van at the relevant point of time, whereas, the other two were found at the spot with a Suzuki Baleno car. The submission is that even though such recovery and seizure has been made but since the petitioners do not have any similar antecedents, all should be allowed to go on bail with conditions, especially when, they are local residents and not likely to abscond from the limits of the concerned PS. An objection is received from Mr. Singh, learned ASC for the State on the ground



that the alleged recovery is in respect of commercial quantity of Ganja.

6. Gone through the contents of the PR and its reveals details of the circumstances leading to the recovery and seizure of the contraband Ganja from one of the vehicles. It is informed to the Court that the investigation is still in progress. But, with the recovery and seizure having been made from the pick-up van and the accused persons were found traveling in the same and another vehicle by then and all are permanent residents residing within the limits of Polsara PS in the district of Ganjam and hence, there is a remote possibility of their absconding during investigation and recording the claim that no one is having any other similar antecedents and hence, first-time offenders and objection of Mr. Singh, learned ASC for the State, the Court is of the view that the petitioners should be allowed to go on bail with stringent conditions.

7. Hence, it is ordered.

8. In the result, the petitions stand allowed. Consequently, the petitioners are directed to be released on bail in connection with 2(a) CC Case No.3 of 2025(N) arising out of EI & EB Unit-II (SD), Ganjam Berhampur PR No.541- of 2024-25 subject to them furnishing bail bonds of Rs.50,000/- (rupees fifty thousand) each with one solvent surety for the like amount each to the satisfaction of the learned Additional Sessions Judge-cum-Special Judge, Aska, Ganjam, who shall be at liberty to impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case besides the following, such as, they shall attend the PS and report the IO once in a week for the purpose of investigation, till the same over and to furnish an undertaking at the PS to not



involve themselves in similar nefarious activities, while on bail. The Court further directs that such release of the petitioners shall be upon verification and absence of criminal antecedents of similar nature against them.

9. The BLAPLs are disposed of.
10. 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: 25-Mar-2025 11:46:45

