



IN THE HIGH COURT OF ORISSA AT CUTTACK
ABLAPL No.2483 of 2025

Lipu Barma

.....

Petitioner

Represented By Adv. -
Biraja Prasad Nanda

-versus-

State Of Odisha

.....

Opposite Parties

Represented By Adv. -
Ms.Siva Mohanty, ASC

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
26.03.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner and learned Addl. Standing Counsel for the State. Perused the records.
3. This is an application under Section 482, B.N.S.S. filed by the Petitioner for anticipatory bail, involving offence punishable under Section 21(b)/29 of NDPS Act in C.T.(Spl). NDPS Case No.07 of 2024 of the Court of learned Additional Special Judge, Talcher, arising out of Talcher P.S. Case No.457 of 2024.
4. It is stated by the learned counsel for the petitioner that as per the F.I.R. allegation, the contraband brown sugar weighing 12.5 grams was recovered from the possession of accused persons namely Ranjan Kumar Burma and Kalia Burma. The said accused persons were arrested in the meantime and they have been released on bail. So far the



present petitioner is concerned, it is stated that he has been implicated in the present case on the basis of the co-accused statement.

5. However, it is observed that the Petitioner, if so advised, may surrender before the learned ADJ cum Special Judge, Talcher, in the aforesaid case within three weeks from today. In the event the Petitioner surrenders and moves for bail within the aforesaid period, learned Special Judge, Talcher, shall do well to dispose of the bail application of the Petitioner on the same day on merit in accordance with law. Further, while considering the bail application of the Petitioner, learned Court in seisin over the matter shall apply the principles of parity and the law laid down by the Hon'ble Supreme Court of India in ***Tofan Singh vs. State of Tamil Nadu*** reported in **(2021) 4 SCC 1** and order dated 10.01.2022 in the matter of ***State by (NCB) Bengaluru Vs. Pallulabid Ahmad Arimuta and another (Special Leave to Appeal (Criminal) No.242 of 2022)***. The case diary be made available to the concerned court to facilitate disposal of the bail application of the Petitioner.

6. The ABLAPL is disposed of accordingly.

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

(***A.K. Mohapatra***)
Judge

RKS

Signature Not Verified

Digitally Signed
Signed by: RAMESH KUMAR
SINGH
Reason: Authentication
Location: High Court of Orissa
Date: 28-Mar-2025 16:25:09