



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.3057 of 2026

Naba Pangi

...

Petitioner

*Mr. K.A. Guru, proxy counsel on
behalf of Mr. P.K. Sahoo, Advocate
-versus-*

State of Orissa

...

Opposite Party

Mr. R.B. Mishra, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):04.05.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Jeypore Sadar PS Case No.42 of 2022 corresponding to TR Case No.7 of 2022 pending in the file of learned Additional District and Sessions Judge-cum-Special Judge, Jeypore, Dist-Koraput, for commission of offences punishable U/S.20(b)(ii)(C) of NDPS Act, on the main allegation of transporting 181Kgs of Contraband Ganja in a Ertiga Car bearing Regd. No.OD-02-BQ-7323.

3. Heard, Mr. Kousik Ananda Guru, learned proxy counsel appearing on behalf of Mr. Prasanta Kumar Sahoo, learned counsel for the petitioner and Mr. R.B. Mishra, learned Additional Public Prosecutor in the matter and perused the record.

4. This Court really appreciates the submission made on behalf of the petitioner, but the petitioner has



in fact not surrendered to custody after expiry of the interim bail granted to him and he was taken into custody after two years of issuance of NBWA. The quantity of Contraband Ganja allegedly seized in this case is 181Kgs, which is much more than the commercial quantity and, thereby, the grant or refusal of bail is subject to satisfaction of the Court U/S.37 of NDPS Act, which provides two aspects for recording satisfaction of the Court that the accused is not guilty of the offence and he is unlikely to commit any offence while on bail. In the present circumstance of the case and taking into account the conduct of the petitioner in avoiding the process of law, which is paramount consideration in granting bail, this Court hardly finds the petitioner to have satisfied the conditions of Section 37 of NDPS Act, which is *sine qua non* for grant of bail to an accused for commission of an offence under NDPS Act involving commercial quantity.

5. Hence, the bail application of the petitioner stands rejected. Accordingly, the BLAPL stands disposed of. A copy of this order be immediately transmitted to the learned trial Court for reference.

(G. Satapathy)
Judge

Subhasmita

Signature Not Verified

Digitally Signed
Signed by: SUBHASHMITA DAS
Reason: Authentication
Location: High Court of Orissa
Date: 05-May-2026 11:10:00

