



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 3112 of 2026

Sujit Naik & Anr.

..... *Petitioner(s)*

*Mr. Srinivas Mohanty, Sr. Adv.
along with associates*

-Versus-

State of Odisha

..... *Opposite Party(s)*

Ms. Gayatri Patra, ASC

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

04.05.2026

Order No.

01.

FIR No.	Dated	Police Station	Case No. and Courts' Name	Sections
178	18.07.2025	Tarva	G.R. Case No.42 of 2025 pending in the court of learned Sessions Judge-cum-Special Judge, Subarnapur	Sections 20(b)(ii)(C)/25/29 of NDPS Act



1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The Petitioners being in custody in Tarva P.S. Case No. 178 of 2025, corresponding to G.R. Case No.42 of 2025 pending in the court of learned Sessions Judge-cum-Special Judge, Subarnapur, registered for the alleged commission of offences under Sections 20(b)(ii)(C) of NDPS Act, has filed this petition for his release on bail.
4. The brief fact of the case is that on 18.07.2025 at 04.45 AM, while S.I. Tankadhar Chhatria of Menda Out-post under Tarva PS along his staff were performing patrolling duty at Menda Out-post area, they got reliable information that contraband articles loaded in pick up van bearing Regd. No.OD-03-AB-9281. They proceeded to spot and performing duty near Ranisarda chowk on Burda Arjunpur road. At 4.40 A.M. they saw one four wheeler vehicle came towards them in high speed. They stopped the alleged vehicle and on suspicion during search of said Bolero Pick up van recovered 9 Quintals 35 Kgs. 140 grams of contraband ganja in 31 nos of jerry sacks containing 930 nos of cello tap wrapped packets. The recovered contraband ganja was seized from the possession of the accused Ramakanta Nayak, when present



accused persons fled from the spot. They were arrested and forwarded to the Court on 19.07.2025 for commission of offence under Section 20(b)(ii)(C)/25/29 of NDPS Act. Hence, this case.

5. Learned counsel for the Petitioners submits that the Petitioners had no knowledge regarding transportation of contraband ganja. He further contends that nothing has been seized from the conscious possession of the present Petitioners. He further submits that the Petitioners have been implicated in this case based on the confessional statement of the co-accused person. The Petitioners have been in custody for about 8 months. Hence, he submits that, the prayer of the present Petitioners may be allowed.
6. Learned counsel for the State vehemently opposes the prayer for bail stating that the quantity of ganja seized is clearly above the commercial quantity prescribed under the Act which bars granting of bail.
7. Without going into the merit of the case and based on the facts and circumstances of the case, it is directed that the Petitioners be released on bail in the aforesaid case with some stringent terms and conditions as deemed just and proper by



the learned court in *seisin* over the matter with further conditions that:-

- i. The Petitioners shall appear before the local Police Station on every alternate Sunday between 10.00 A.M. to 12.00 P.M. till conclusion of the trial.;
 - ii. The Petitioners shall appear before the learned court in *seisin* over the matter on each date of posting of the case;
 - iii. The Petitioner shall not indulge themselves in any criminal offence while on bail.
 - iv. The Petitioners shall not tamper the evidence of the prosecution evidence in any manner.
8. Violation of any of the above conditions shall entail cancellation of the bail.
9. The BLAPL is, accordingly, disposed of.

(*Dr. Sanjeeb K Panigrahi*)
Judge