



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.3804 of 2025

Hara Prasad Prusty @ Shiva ... Petitioner

Mr. D. Das, proxy counsel
On behalf of Mr. P.C. Jena, Advocate
-versus-

State of Orissa ... Opposite Party

Mr. R.B. Mishra, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
09.10.2025

Order No.
03.

I.A. No.607 of 2025 & BLAPL No.3804 of 2025

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 Special Task Force PS Case No.02 of 2023 corresponding to GR Case No.07 of 2023 pending in the file of learned Special Judge-cum-Sessions Judge, Nayagarh for commission of offences punishable U/Ss.21(c)/29 of NDPS Act, on the main allegation of possessing 1Kgs and 180Grams of Brown Sugar.
3. Heard, Mr. Dhananjay Das, learned proxy counsel appearing on behalf of Mr. Pravash Chandra Jena, learned counsel for the petitioner and Mr. R.B. Mishra, learned Additional Public Prosecutor in the present bail application and interim bail application(IA) and perused the record.



4. It appears from the impugned order of rejection bail to the petitioner that the petitioner was earlier granted interim bail by this Court vide an order passed on 22.05.2024 in BLAPL No.9350 of 2023 for a period of two months, but after expiry of aforesaid period of two months, the petitioner has not surrendered before the learned trial Court. The paramount consideration in granting bail is securing attendance of the accused at the trial, but the aforesaid conduct of the petitioner itself does not justify his release either on interim bail or regular bail. In such view of the matter and after having considered the rival submissions and taking into consideration the allegation against the petitioner for possessing 1Kgs 180Grams of Brown Sugar which is much more than the commercial quantity and his consequent failure to satisfy the conditions of Sec.37 of NDPS Act, this Court is not inclined to grant either interim or regular bail to the petitioner.

5. Hence, the prayer for interim bail so also regular bail of the petitioner stands rejected.

6. Accordingly, the BLAPL & IA stand disposed of.

7. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

Jayakrushna

Signature Not Verified

Digitally Signed
Signed by: SUBHASHMITA DAS
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 10-Oct-2025 18:37:23

