



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 3564 of 2026

***Aswini Kumar @
Ashwini Kumar***

....

Petitioner

Mr. A.K. Sahu, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER

05.05.2026

Order No.

- 01.** 1. Heard learned counsel for the Petitioner and learned counsel for the State.
2. The Petitioner is an accused in connection with Special G.R. Case No.102 of 2025 pending on the file of learned Addl. Sessions Judge-cum-Special Judge, Malkangiri, arising out of **Chitrakonda P.S. Case No.123 of 2025** for commission of offence alleged under Sections 20(b)(ii)(C) of the NDPS Act.
3. Learned counsel, on instruction, submits that except the present BLAPL, no other bail application of the Petitioner relating to the aforementioned P.S. case is pending in any other Court.
4. Being aggrieved by the rejection of his application for bail U/s.483 of the BNSS by the learned Addl. Sessions Judge-cum-Special Judge,



Malkangiri by order dated 02.04.2026 in the aforementioned case, the present BLAPL has been filed.

5. The allegation against the Petitioner is that he along with co-accused were involved in transportation of contraband (ganja) to the tune of 60kgs.

6. It is submitted by the learned counsel for the Petitioner that there are four accused persons of whom, three have been taken to custody including the Petitioner and it is further submitted that the quantity of contraband seized from individual capacity won't be more than commercial quantity. Hence, the Petitioner may be released on bail.

7. Learned counsel for the State opposes the prayer for bail and submits that the Petitioner is a flight risk.

He further submits that taking into account the nature of allegation, filing of charge sheet and the seizure list, there is no scope to segregate the quantity as being submitted by the learned counsel for the Petitioner.

8. Considering the same, this Court is not inclined to entertain the application for bail at this stage notwithstanding that the Petitioner is in custody since 05.08.2025.



9. Learned Court in seisin is requested to expedite the trial.

10. Accordingly, the BLAPL stands disposed of.

(V. NARASINGH)
Judge

Santoshi

Signature Not Verified

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Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 07-May-2026 10:58:39

