



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 3765 of 2026

Jaga @ Jagannath Rohidas & Anr. Petitioner(s)
Mr. Dharendra Kumar Mohapatra, Adv.

-versus-

State of Odisha *Opposite Party*
Ms. Sarita Moharana, ASC

CORAM:
DR. JUSTICE SANJEEB K PANIGRAHI

ORDER
06.05.2026

Order No.

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F.I.R. No.	Dated	Police Station	Case No. and Courts' Name	Sections
173	22.03.2026	Jharsuguda	Crl. T. (Special) Case No.21 of 2026 pending in the court of learned Special Judge, Jharsuguda	Sections 21(C) 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 Jharsuguda P.S. No. 173 of 2026 corresponding to CrI. T. (Special) Case No.21 of 2026 pending in the court of learned Special Judge, Jharsuguda, registered for the alleged commission of offences under Section 21(C) of NDPS Act, have filed this petition for their release on bail.
4. The brief fact of the case is that on 22.03.2026 at about 9:40 AM as per the direction of the IIC Jharsuguda PS, while SI of police, Jharsuguda PS along with his staffs conducting checking on the road near Chithupada Chowk, Jharsuguda, recovered and seized one blue colour bag pack containing 100 numbers of WINCEREX cough syrup bottles each containing 100 ml of Codeine Phosphate and Triprolidine Hydrochloride syrup bottles, in total 10000 ml (10 liters), in which the batch number of each bottles are erased/scratched kept on the fuel tank of the motor cycle i.e. one black colour Hero HF Delux bearing Regd. No.OD-23-U-1020 from exclusive and conscious possession of the accused persons when they were transporting the same from Kolabira side towards Chithuapada area. Hence, this case.
5. Learned counsel for the Petitioners submits that the Petitioners had no knowledge regarding transportation of





wincerex cough syrup. He further contends that nothing has been seized from the conscious possession of the present Petitioners. He further submits that the Petitioners are in custody since 22.03.2026. 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 wincerex cough syrup 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 Petitioners 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

Murmu

Signature Not Verified


Digitally Signed
Signed by: LITARAM MURMU
Designation: P.A.
Reason: Authentication
Location: OHC
Date: 08-May-2026 19:57:03