



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.4905 of 2026

Kishan Nayak @ Kissan Nahak ***Petitioner(s)***

Mr. Jugala Kishore Panda, Advocate
-versus-

State of Odisha ***Opposite Party(s)***

Mr. Debaraj Mohanty, AGA

CORAM: JUSTICE SIBO SANKAR MISHRA

ORDER

04.05.2026

Order No.

02.

1. Heard.

2. The petitioner is seeking pre-arrest bail in connection with Purusottampur P.S. Case No.238 of 2024 corresponding to G.R. Case No.14 of 2024(N) registered for alleged commission of offences punishable under Section 29(b)/(ii)(C) of the N.D.P.S. Act, pending in the Court of the learned Additional Sessions Judge-cum-Special Judge, Chatrapur, Ganjam.

3. Learned counsel for the petitioner, on instruction from the petitioner, submits that except the present bail application, no other bail application of the



petitioner is pending in any other Court relating to the aforesaid F.I.R.

4. On 01.04.2024 at about 6.30 P.M., when the S.I. of Police along with team were performing patrolling duty near village Rengutipalli, they got information from the reliable sources regarding possession of contraband ganja by one Duruja Nahak and his son Kissan Nahak in his house. The police team conducted raid over the said house and seized 96 kgs. of contraband ganja from the exclusive and conscious possession of accused Duruja Nayak, but the said accused managed to escape from the spot. Hence, the case.

5. Learned counsel for the petitioner submits that the co-accused Duruja Nahak has already been released on regular by the Coordinate Bench of this Court vide order dated 05.05.2025 in BLAPL No.10922 of 2024. Hence, the petitioner seeks parity with the co-accused.

6. Regard being had to the quantity of contraband ganja seized, although I am not inclined to grant



anticipatory bail to the petitioner. However, it is left open for the petitioner to surrender before the trial Court and move regular bail application taking all the grounds including the ground of parity. If such regular bail application is moved by the petitioner before the Court below, the same shall be considered by the Courts below on merits in accordance with law on the same day.

7. With the aforementioned observation, the ABLAPL is disposed of.

(S.S. Mishra)
Judge

Subhasis

Signature Not Verified

Digitally Signed
Signed by: SUBHASIS MOHANTY
Designation: Personal Assistant
Reason: Authentication
Location: High Court of Orissa, Cuttack.
Date: 04-May-2026 18:36:48

