



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.4876 of 2026

Ashutosh Digal and others* ... *Petitioners

Mr. J.K. Panda, Advocate

-versus-

State of Odisha* ... *Opposite Party

Mr. C. Mohanty, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):22.06.2026

Order No.

02.

1. Mr. Jugala Kishore Panda, learned counsel for the petitioners by filing a memo in Court today, which is taken on record, prays to not press the bail application of petitioner Nos.1 & 2-Ashutosh Digal and Rajani Kanhar. Accordingly, the bail application of the petitioner Nos.1 & 2-Ashutosh Digal and Rajani Kanhar stands disposed of as not pressed and the present bail application is only confined to petitioner No.3-Mita Mallick.

2. This is the bail application U/S.483 of the BNSS by the petitioner-Mita Mallick for grant of bail in connection with Tarva PS Case No.102 of 2026 corresponding to Special GR Case No.18 of 2026 pending in the Court of learned Special Judge, Sonapur, for commission of offence punishable U/Ss.20(b)(ii)(C)/29 of the NDPS Act, on the main allegation of transporting 21Kgs 990Grams of Contraband Ganja in an Ertiga Vehicle bearing Regd. No. OD-33-AF-4408, along with co-accused persons.

3. Heard, Mr. Jugala Kishore Panda, learned counsel for the petitioner-Mita Mallick and Mr. C. Mohanty, learned Additional Public Prosecutor in the matter and perused the record.

4. Admittedly, the petitioner-Mita Mallick and two others have been allegedly transporting 21Kgs 990Grams of



Contraband Ganja, but the petitioner-Mita Mallick is a young girl and she is not having any criminal antecedent. Besides, the petitioner-Mita Mallick and two others have been allegedly shown in joint possession of Contraband articles, but it is yet to be specifically ascertained as to whether the petitioner-Mita Mallick consciously possessed any specific quantity of Contraband Ganja or mere an occupant in the car only. In the aforesaid facts and situation and taking into account the quantity of Contraband Ganja to be just above the commercial quantity and keeping in view the status of the petitioner-Mita Mallick to be a young girl without reported to be having any criminal antecedent, this Court considers that the petitioner-Mita Mallick has satisfied the conditions of Section 37 of NDPS Act.

5. For the reasons stated hereinabove and taking into account the pre-trial detention of the petitioner-Mita Mallick in custody, this Court without expressing any view on merit admits the petitioner-Mita Mallick to bail.

6. Hence, the bail application of the petitioner-Mita Mallick stands allowed and she is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) with two solvent sureties each for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it.

7. Accordingly, the BLAPL stands disposed of. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(G. Satapathy)
Judge