



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.5091 of 2026

CNR No. ODHC010376442026

Prahallad Parida @ Pahali

...

Petitioner

Mr. G. Mohanty, Advocate

-versus-

State of Odisha

... Opposite Party

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL) 17.08.2026

Order No.

02.

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 Kujang P.S. Case No.353 of 2025 corresponding to SPL GR(N) Case No.18 of 2025 pending in the Court of learned Addl. District & Sessions Judge-cum-Special Judge, Kujang for commission of offences punishable under Sections 111(2)(b) of BNS r/w Sec.21(C)/29(1) of NDPS Act, on the main allegation of jointly possessing 273.210grams of Brown Sugar, along with co-accused persons.
3. Heard, Mr. Gourav Mohanty, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Addl. Public Prosecutor and perused the record.
4. No doubt, it is contended on behalf of the petitioner that the contraband article was recovered from co-accused, but the present petitioner was also apprehended from the spot and he is not only named in the FIR, but also, implicated in the charge sheet. Further, Mr. Mohanty



submits that only cash of Rs.2800/- was found, but the fact remains that the present petitioner was forwarded to the Court with the aid of Sec.29 of NDPS Act which prescribes punishment for abetment and conspiracy. The quantity of contraband article seized in this case is admittedly commercial quantity. Sec.37 of NDPS Act prescribes that no person accused of offence under NDPS Act involving commercial quantity shall be released on bail; where the public prosecutor opposes such bail application, unless the Court is satisfied that there are reasonable grounds for believing that the accused is not guilty of the offence and he is unlikely to commit offence while on bail. On a cumulative consideration of materials placed on record, together with the role as alleged against the petitioner, this Court hardly finds anything on a bare perusal of record to consider that the petitioner has satisfied the conditions of Sec.37 of NDPS Act, which is sine qua non for grant of bail to an accused for commission of offence under NDPS Act.

Hence, the bail application of the petitioner stands rejected. Accordingly, the BLAPL stands disposed of. A soft copy of this order may immediately be transmitted to the Court concerned.

(G. Satapathy)
Judge