



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.5093 of 2026

***Muduta @ Mudura
Muthamajhi***

...

Petitioner

Mr. S.K. Dash, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. M.R. Patra, Addl. PP

CORAM: JUSTICE G. SATAPATHY

Order No.

ORDER(ORAL): 09.07.2026

01.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Chandrapur P.S. Case No. 12 of 2024 corresponding to T.R. Case No. 31 of 2024 pending in the file of learned Addl. Sessions Judge-cum-Special Judge, Bissam, Cuttack, for commission of offences punishable U/S. 20(b)(ii)(C) of NDPS Act, on the main allegation of possessing 25Kgs 100Grams of Contraband Ganja.

2. Heard, Mr. Soubhagya Kumar Dash, learned counsel for the petitioner and Mr. M.R. Patra, learned Addl. PP in the matter and perused the record. On being queried about the criminal antecedents of the petitioner, Mr. Dash volunteers to withhold bail to the petitioner, if he is found to have any criminal antecedent of similar nature for commission of offence under NDPS Act.

3. Admittedly, the petitioner was taken into custody on 25.11.2025, but in the meantime, charge sheet has already been submitted, however, the trial is yet to commence and there are 26 charge sheeted witnesses and, therefore, the trial would take some more time. Further, it is claimed that the petitioner is not having any criminal antecedent of similar



nature. In view of the aforesaid facts and circumstances and taking into account the materials so placed on record, the petitioner would be considered to have satisfied the conditions of Section 37 of NDPS Act, if he is not having any criminal antecedent of similar nature for commission of offence under NDPS Act involving commercial quantity.

4. For the reasons stated hereinabove and taking into account the custody period of the petitioner, this Court without expressing any view on merit, admits the petitioner to bail, but subject to verification of his criminal antecedents for similar nature for commission of offence under NDPS Act involving commercial quantity.

5. Hence, the bail application of the Petitioner stands allowed and the Petitioner is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) only 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.

In view of the specific submission as advanced for the petitioner, the benefit of this order shall not be extended to the petitioner, if he is found to have any criminal antecedent of similar nature for commission of offences under NDPS Act involving commercial quantity.

6. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules. 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