



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.5119 of 2026

Arun Kumar Jena

...

Petitioner

Mr. B. Nayak, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. P. Satpathy, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL): 09.07.2026

Order No.

01.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Malkangiri PS Case No.399 of 2024 corresponding to Special GR Case No.109(A) of 2024 pending in the file of learned Sessions Judge-cum-Special Judge, Malkangiri for commission of offences punishable U/Ss.20(b)(ii)(C)/25/29 of the NDPS Act, on the main allegation of assisting co-accused to transport 600Kgs of Contraband Ganja in one Mahindra SUV 500 bearing Registration No. OD-09A- 0909.

2. Heard, Mr. Balaram Nayak, learned counsel for the petitioner and Mr. P. Satpathy, learned Additional Public Prosecutor in the matter and perused the record.

3. After having considered the rival submissions and taking into consideration the nature and gravity of the offences as alleged against the petitioner vis-à-vis the accusations sought to be brought against him and regard being had to the materials placed on record together with the apprehension of the Petitioner on the strength of an NBWA and the quantity of Contraband Ganja being more than commercial quantity, but the consequent failure of the Petitioner to satisfy 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 involving commercial quantity, this Court is not inclined to grant bail to the Petitioner.

4. Hence, the bail application of the petitioner stands rejected. The Petitioner is at liberty to approach this Court again, but the subsequent bail application of the Petitioner shall be considered according to its own merit.

5. Accordingly, the BLAPL stands disposed of. A soft copy of this order be immediately transmitted to the learned Court in seisin over the matter.

(G. Satapathy)
Judge

Priyajit