



IN THE HIGH COURT OF ORISSA AT CUTTACK

Anil Meghwal(In BLAPL No. 11588 of 2025) ... Petitioners
Vinay Kumar(In BLAPL No. 3761 of 025)

*Mr. S.R. Swain, proxy counsel appearing
on behalf of Mr. R.K. Das, Advocate
(In BLAPL No. 11588 of 2025)
Dr. S. Ranjit, Advocate
(In BLAPL No. 13761 of 2025)*

-versus-

State of Odisha

**... Opposite
Party**

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL) : 26.03.2026

Order No.

03.

1. These are bail applications U/S.483 of BNSS by the petitioners for grant of bail in connection with Padmapur P.S. Case No.123 of 2025 corresponding to T.R. Case No. 56 of 2025 pending in the file of learned Addl. Sessions Judge-cum-Special Judge, Gunupur, for commission of offences punishable U/S. 20(b)(ii)(C) of NDPS Act, on the allegation of possessing 22Kgs of Contraband Ganja and waiting for the bus at bus stop to transport it.

2. Heard, Mr. Soumya Ranjan Swain, learned proxy counsel appearing on behalf of Mr. Rakesh Kumar Das, learned counsel for the petitioner in BLAPL No.11588 of 2025, Dr. Simanchalla Ranjit, learned counsel for the petitioner in BLAPL No. 13761 of 2025 and Mr. S.C. Pradhan, learned Addl. PP in these matters and perused the record.

3. After having considered the rival submissions upon perusal of record, there appears allegation against the petitioners for possessing 22Kgs of Contraband Ganja which is above the commercial quantity. Grant or refusal of bail



for offence under NDPS Act involving commercial quantity is governed by Sec.37 of NDPS Act, which 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. In the present case, the petitioner-Vinay Kumar is allegedly found involved in Muniguda P.S. Case No. 62 of 2022 (PR No.21 of 2022), but the petitioner has filed an affidavit indicating therein that he has no past criminal record. In the circumstance, it is considered that the petitioner-Vinay Kumar has suppressed his criminal antecedent. On the other hand, the petitioner-Anil Meghwal is not found to have any criminal antecedents, but the investigation is going on. In such view of the matter, this Court is unable to record satisfaction that the petitioners have satisfied the conditions of Sec.37 of NDPS Act, which is *sine qua non* for grant of bail for commission of offence under NDPS Act involving commercial quantity.

4. Hence, these two bail applications of each of the petitioners namely Anil Meghwal (BLAPL No. 11588 of 2025) and Vinay Kumar (BLAPL No. 13761 of 2025) stand rejected.

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

(G. Satapathy)
Judge