



IN THE HIGH COURT OF ORISSA AT CUTTACK

Pruthwiraj Tripathy ... **Petitioners**
(In BLAPL No.11684 of 2025)
Pratap Kumar Digal
(In BLAPL No. 9793 of 2025)
Sunil Sahani
(In BLAPL No. 11699 of 2025)
Manoj Sethi
(In BLAPL No. 12037 of 2025)
Kanhu Charan Ganda
(In BLAPL No. 12224 of 2025)

Mr. B.K. Behera, Advocate
(In BLAPL No. 11684 of 2025)

Mr. A.S. Paul, Advocate
(In BLAPL No. 9793 of 2025)

Mr. S.S. Dash, Advocate
(In BLAPL No. 11699 of 2025)

Mr. A.K. Mohapatra, Advocate
on behalf of Mr. A.U. Senapati, Advocate
(In BLAPL No. 12037 of 2025)

Mr. T.K. Mohanty, Advocate
(In BLAPL No. 12224 of 2025)

-versus-

State of Odisha ... **Opposite Party**
Mr. C. Mohanty, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
09.12.2025

Order No.

03.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Since these five bail applications arise out of one and same case record, the same are heard



together and disposed of by this common order with the consent of the learned counsel for the parties.

3. These are bail applications U/S.483 of BNSS by the petitioners for grant of bail in connection with Tamando P.S. Case No.36 of 2025 corresponding to T.R. Case No.70 of 2025 pending in the file of learned 3rd Addl. Sessions Judge, Bhubaneswar, for commission of offences punishable U/S.20(b)(ii)(C) of the NDPS Act, on the allegation of transporting 44Kgs of Contraband Ganja in a Honda City Car bearing Regd. No.OD-02-CQ-1319.

4. Heard, Mr. Bijay Kumar Behera, learned counsel for the petitioner in BLAPL No. 11684 of 2025; Mr. Amlan Shakti Paul, learned counsel for the petitioner in BLAPL No. 9793 of 2025; Mr. Sudhansu Sekhar Dash, learned counsel for the petitioner in BLAPL No. 11699 of 2025; Mr. Anil Kumar Mohapatra, learned proxy counsel appearing on behalf of Mr. Anup Udaya Senapati, learned counsel for the petitioner in BLAPL No. 12037 of 2025; Mr. Tanmaya Kumar Mohanty, learned counsel for the petitioner in BLAPL No. 12224 of 2025 and Mr. C. Mohanty, learned Addl. PP in these matters and perused the record. It is submitted by respective counsel for the petitioners to withhold bail to the respective petitioners, if they are found to be having any criminal antecedent of similar nature for commission of offence under NDPS Act.



5. Admittedly, the petitioners were granted liberty to renew their prayer for bail after consideration of charge as per order dated 19.08.2025 passed in BLAPL Nos.7754, 7837 & 8132 of 2025 and in the meantime, charge has already been framed. It is, however, claimed that none of the petitioners are having criminal antecedents of similar nature. In the peculiar facts and circumstances of the case, especially when five persons have been implicated for alleged transportation of 44Kgs of Contraband Ganja and trial being not likely to be concluded in near future, the petitioners would be considered to have satisfied the conditions of Sec.37 of the NDPS Act, if they are not having any criminal antecedent of similar nature.

6. For the reasons stated hereinabove and keeping in view the inherent right of an accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merits, admits each of the petitioners to bail, but subject to verification of their criminal antecedent.

7. Hence, these five bail applications of the petitioners namely Pruthwiraj Tripathy (BLAPL No. 11684 of 2025), Pratap Kumar Digal (BLAPL No. 9793 of 2025), Sunil Sahani (BLAPL No.11699 of 2025), Manoj Sethi (BLAPL No. 12037 of 2025) and Kanhu Charan Ganda (BLAPL No. 12224 of 2025) stand allowed and each of the petitioners is allowed to go



on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) each with two solvent sureties 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 for the petitioners, the benefit of the aforesaid order shall not be extended to the concerned petitioner(s), if he/they is/are found to have criminal antecedent(s) of similar nature for commission of offence under NDPS Act.

8. Accordingly, these BLAPLs stand disposed of.
9. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

S.Sasmal