



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12190 of 2025

Sanjit Dhali

...

Petitioner

Mr. A. Mohanty, Advocate

-versus-

State of Orissa

...

Opposite Party

Mr. M.K. Mohanty, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
17.12.2025

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application U/S.483 of BNSS Act by the petitioner for grant of bail in connection with Malkangiri PS Case No.136 of 2016 corresponding to CT Case No.132(A) of 2016 pending in the Court of learned Sessions Judge-cum-Special Judge, Malkangiri for commission of offences punishable U/S. 20(b)(ii)(C) of NDPS Act, on the main allegation of financially assisting the co-accused Raja and Sukra Matam to procure contraband ganja from the cultivators and in the process facilitating the co-accused to transport huge quantity of contraband ganja to the tune of 1395Kgs and 850Grams in a heavy goods 1109 vehicles bearing Regd. No.HR-38T-1404.
3. Heard, Mr. Abhas Mohanty, learned counsel for the petitioner and Mr. M.K. Mohanty, learned Additional Public Prosecutor in the matter and perused the record.



4. It is undisputed that co-accused Parbinder Singh who was allegedly found in possession of such huge quantity of contraband ganja in the truck had already been acquitted by the learned trial Court on 12.04.2019 in CT No.132 of 2016, but the allegation against the petitioner is for financially assisting the co-accused to procure contraband ganja to supply it to different persons. The petitioner was neither apprehended from the spot nor was found in conscious possession of contraband article and his implication is on the basis of statement of co-accused who had already been acquitted in this case. In such view of the matter and after having considered the rival submissions and keeping in view grant of bail to co-accused person Sukesh Dhali by this Court in BLAPL No.10843 of 2025 and on going through the materials placed on record together with the mandate of law laid down by Apex Court in ***Tofan Singh-Vrs.- State of Tamil Nadu reported in (2020) 80 OCR (SC) 641***, this Court considers that the petitioner has satisfied the conditions of Sec.37 of NDPS Act.

5. For the reason stated hereinabove and taking into account the custody period of the petitioner and keeping in view the acquittal of co-accused in the original case, this Court without expressing any view on merit admits the petitioner to bail.

6. 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.

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

(G. Satapathy)
Judge

Jayakrushna