



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12347 of 2025

Suleksan Nayak

...

Petitioner(s)

Mr. Mahes Das, Adv.

-Versus-

State of Odisha

....

Opposite Parties

Mr. Rajdeep Pradhan, ASC

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

17.12.2025

Order No.

01.

FIR No.	Dated	Police Station	Case No. and Courts' Name	Sections
357	03.11.2025	Balliguda	C.T Case No.173 of 2025, pending in the Court of learned Special Judge-cum-Additional Sessions Judge, Balliguda	U/S. 20(b)(ii)(C) of N.D.P.S. Act 1985

1. This matter is taken up through hybrid arrangement.
2. The petitioner being in custody in connection with Balliguda P.S. Case No. 357 of 2025, corresponding to C.T Case No.173 of 2025, pending in the Court of learned Special Judge-cum-Additional Sessions Judge, Balliguda registered for the alleged



commission of offences under Sections 20(b)(ii)(C) of N.D.P.S. Act 1985, has filed this petition for his release on bail.

3. The brief fact of the case is that on 03.11.2025, the SI of Balliguda P.S. arrested the Petitioner and filed the aforesaid FIR on the allegation that the Petitioner was standing near the road side under a mango tree along with two bags containing total quantity of 22 K.G and 200 Grams of Ganja. The police staffs forwarded the petitioner to the court below. Thereafter a case bearing C.T. Case No. 173 of 2025 was registered against the petitioner.

4. Learned counsel for the Petitioner submits that the Petitioner being arrested in this case is in custody since 03.11.2025. He further submits that the fitness of the weighing machine has not been obtained and there is apprehension of wrong weighment of the Ganja. He has no antecedents to his credit. In view of all these above, when the Petitioner is a permanent resident of District Kandhamal as also the question of tampering with the evidence does not arise, he urges for consideration of prayer for grant of bail to the Petitioner.

5. Learned counsel for the State vehemently opposes the prayer for bail on the ground that the ganja was recovered from



the possession of the petitioner while he was possessing and transporting the same without license.

6. Considering the facts and keeping in view the submission of learned counsel for the Petitioner, this Court is of the view that there is no requirement of keeping the Petitioner inside the custody any further. Accordingly, this Court directs that the Petitioner be released on bail by the Court *in seisin* over the matter in the aforesaid case on some stringent terms and conditions with further conditions that:

- i. the petitioner shall appear before the local Police Station on 1st Monday of every month between 10 A.M. to 1.00 P.M. till the conclusion of the trial;
- ii. the Petitioner shall not indulge himself in any criminal activities in future;
- iii. the Petitioner shall not tamper the evidence of the prosecution evidence in any manner;

Violation of any of the above conditions shall lead to the cancellation of the bail.

7. The BLAPL is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge