



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 12544 of 2025

Gyanaranjan Sahoo

..... *Petitioner(s)*
Mr. Chiranjib Rout, Adv.

-Versus-

State of Odisha

..... *Opposite Party(s)*
Ms. Sarita Moharana, 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
270	08.08.2025	Kaniha	C.T. (SPL) (NDPS) Case No.11 of 2025 pending in the court of learned Addl. Sessions Judge -cum- Special Judge, Talcher	Sections 21(b)/29 of the NDPS Act



1. This matter is taken up through hybrid arrangement.
2. Heard learned counsel for the parties.
3. The Petitioner being in custody in Kaniha P.S. Case No. 270 of 2025 corresponding to C.T. (SPL) (NDPS) Case No.11 of 2025 pending in the court of learned Addl. Sessions Judge -cum- Special Judge, Talcher, registered for the alleged commission of offences under Sections 21(b)/29 of the NDPS Act, has filed this petition for his release on bail.
4. The brief fact of the case is that on 08.08.2025 at about 05.43 AM IIC of Kanhia Police Station received a confidential information that one Ganeswar Mohanty of village, Dandasingha was selling contraband brown sugar in his dwelling house along with co-accused Gyanaranjan Sahu having huge quantity of contraband substances with them. In compliance to Section 15 of NDPS Act, both the accused persons were searched in the presence of Sri Narayan Sethi, ORS, Asst. Collector, Talcher-cum-EM. On being searched, they recovered a poly pack containing 53.540 gms of contraband brown sugar, 50 pieces of coloured paper chits, one digital weighing machine, one scissor from the possession of the accused persons. They also recovered Rs.14,500/- from the possession of the accused Ganeswar Mohanty along with his mobile sets and Rs.3600/- from detainee Gyanaranjan Sahu along with his Motorola Smart phone. They also recovered valuable



gold jewelries, Bharat Pay QR code stand, one Royal Enfield bullet motor cycle, Maruti Suzuki desire car and many others. Both the accused could not show any valid document regarding the illegal possession of those contraband substances. Rather, they confessed that they were procuring those to sell jointly to the local customers at a higher price. So, the informant seized the contraband brown sugar along with other incriminating materials from the possession of accused persons in presence of witnesses under proper seizure list by following formalities. Hence, this case.

5. Learned counsel for the Petitioner submits that the Petitioner is no way involved in this case and he has no role in commission of the alleged offence. He further contends that nothing has been seized from the conscious possession of the present Petitioner. He further submits that the Petitioner is in custody since 08.08.2025. Hence, he submits that, the prayer of the present Petitioner may be allowed.
6. Learned counsel for the State vehemently opposes the prayer for bail stating that the brown sugar seized from the possession of the Petitioner is greater than the small quantity.
7. Without delving into the intricacies of the case or the merits of the allegations, and in light of the facts and circumstances at hand, this Court is of the view that the Petitioner should be granted bail by the learned court in *seisin* over the matter in the aforesaid case.



However, such release shall be conditioned upon stringent terms and conditions, as the learned court deems fit and just. The conditions are as follows:-

- i. The Petitioner shall appear before the local Police Station on every Monday between 10 A.M. to 1.00 P.M.;
- iii. the petitioner shall not indulge himself in any criminal offence while on bail; and
- iv. the petitioner shall not tamper the evidence of the prosecution evidence in any manner.

Any violation of the above conditions shall result in the cancellation of bail.

8. The BLAPL is accordingly disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge