



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12517 of 2025

Moti Suna

.... Petitioner

Mr. Kirtan Dang, Advocate

-versus-

State of Odisha

.... Opp. Party

Mr. S.C. Pradhan, ASC

CORAM: JUSTICE SIBO SANKAR MISHRA

Order
No.

ORDER
17.12.2025

01.

1. The petitioner is an accused in connection with Titlagarh GRP.S. Case No.114 of 2025 corresponding to Special G.R. Case No.64 of 2025 for the offence punishable under Section 20(b)(ii)(B) of the N.D.P.S. Act, pending in the Court of the learned Additional Sessions Judge-cum-Special Judge, Titilagarh. The petitioner had approached the learned Additional Sessions Judge-cum-Special Judge, Titilagarh in Special G.R. Case No.64 of 2025 praying for grant of bail. The learned Court below vide its order dated 21.11.2025 rejected the bail application of the petitioner. Being aggrieved, the petitioner has filed the present petition under Section 439 of the Cr.P.C. praying for enlargement on bail.



2. Learned counsel for the petitioner, on instruction from the petitioner, submits that except the present bail application, no other bail application of the petitioner is pending in any other Court relating to the aforesaid F.I.R.

3. The prosecution case is that on 17.11.2025, at about 12.30 P.M., the informant and his staffs were on patrolling duty at Titilagarh Railway Station. During the said patrolling duty near Foot Over Bridge, Rahenbhata End of Titilagarh Railway Station, the informant noticed that one person was standing near the F.O.B. of Railway Station with one black colour back pack of WROGN brand on his shoulder. Seeing the police team, the accused left his place and went towards the Rahenbhata end side. On suspicion, the informant caught hold of the accused and seized 9 kg. 359 gms. of contraband ganja from his possession. Hence, the case.

4. Learned counsel for the petitioner submits that, 9 kg. 359 gms. of contraband ganja has been allegedly recovered from the present petitioner, which is much lesser than the commercial quantity. The petitioner has been in custody since 17.11.2025. The Learned counsel for the petitioner specifically informs the Court that the petitioner has no criminal antecedents. The learned Counsel for the State doesn't seriously disputes the said facts.



5. Regard being had to the quantity of contraband recovered from the petitioner and the period of custody of the petitioner since 17.11.2025, I am inclined to enlarge the petitioner on bail.

6. Hence, the petitioner is directed to be released on bail by the learned Court in seisin over the matter in the aforesaid case on such terms and conditions as it would deem just and proper, subject to the following additional conditions:

(i) The petitioner shall appear before the I.I.C. of the concerned Police Station on every Sunday between 10.00 A.M. and 12.00 P.M. for at least six months;

(ii) He shall not leave the jurisdiction of the trial Court till the disposal of the trial;

(iii) He shall appear before the trial Court on each date on which the case is posted for trial;

(iv) He shall not tamper with the evidence in any manner whatsoever;

(v) He shall not commit any offence while on bail, and

(vi) He shall be released on bail subject to verification of similar type of antecedents.

In the event the petitioner is found wanting for violation of any of the bail conditions imposed by this Court or the trial Court even on a single occasion, the prosecution is at liberty to move appropriate application before the Court below for cancellation of



the concession of bail granted by this Court. If such application is filed, the trial Court should decide the application on its own merit.

7. The BLAPL is accordingly disposed of.

(S.S. Mishra)
Judge

Subhasis