



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12856 of 2025

Kishor Kumar Naik

....

Petitioner(s)

Mr. Sarat Kumar Jena, Adv.

-versus-

State of Odisha

....

Opposite Party(s)

Smt. Sarita Moharana, ASC

CORAM:

HON'BLE DR. JUSTICE SANJEEB K PANIGRAHI

Order
No.

ORDER
18.12.2025

F.I.R. No.	Dated	Police Station	Case No. and Courts' Name	Sections
P.R. No.78 of 2025- 26	00.00.20025	Excise Station, Titilagarh	Excise Station, Titilagarh P.R. No.78 of 2025-26 corresponding to 2(a)CC Case No.6 of 2025 pending in the Court of learned Addl. Sessions Judge- cum-Special Judge, Titilagarh	Sections 20(b)(ii)(C) of the N.D.P.S Act

- 01.
1. This matter is taken up through hybrid arrangement.
 2. Heard learned counsel for the Petitioner and learned counsel for the State.
 3. The Petitioner being in custody in connection with Excise Station, Titilagarh P.R. No.78 of 2025-26 corresponding to 2(a)CC Case No.6 of 2025 pending in the



Court of learned Addl. Sessions Judge-cum-Special Judge, Titilagarh registered for the alleged commission of offences under Sections 20(b)(ii)(C) of the N.D.P.S Act, has filed this application for his release on bail.

4. The brief fact of the case is that during course of patrolling duty near the Titilagarh Railway Station area the informant along with his other Police Staffs detained the Petitioner along with one Atulya Meher on suspicion. On search, they recovered 27 Kilograms of contraband ganja from their conscious possession. Accordingly, an F.I.R was lodged. Upon lodging of the F.I.R and completion of investigation the Petitioner was taken into custody. Accordingly, the Petitioner has been languishing in custody since then.

5. Learned counsel for the Petitioner contends that the Petitioner is no way connected to the offences alleged against him. The Petitioner has been falsely implicated in this case. He further contends that the co-accused person has already been enlarged on bail vide order dated 26.09.2025 passed in BLAPL No.9883 of 2025. He, accordingly, prays for permitting the Petitioner to be released on bail.

6. Learned counsel for the State vehemently opposes the prayer for bail of the Petitioner. She further submits that such type of offences is not tolerable in a law abiding



society. She, accordingly, prays for dismissal of this BLAPL.

7. Considering the submissions made on behalf of both the parties, this Court without going into the merits of the case, directs the court in *seisin* over the matter to release the present Petitioner on bail in the aforesaid case on some stringent terms and conditions with further conditions that:

- i. the Petitioner shall appear before the concerned local Police Station in every fortnight on Monday between 10.00A.M. to 1.00P.M. till conclusion of the trial;
- ii. the Petitioner shall appear before the learned Court below on each date of posting of the case;
- iii. the Petitioner shall not indulge himself in any criminal activities in future;
- iv. the Petitioner shall not tamper the evidence of the prosecution witnesses in any manner;
- v. the Petitioner shall plant 50 saplings of local variety like mango, neem, tamarind etc. in and around his village over the Government land/ community land/ private land, if it is in the possession of the Petitioner or his family members.

Violation of any of the above conditions shall entail cancellation of the bail.

8. The District Nursery/D.F.O shall extend the helping hand by supplying the saplings to the Petitioner and the Revenue Authority shall assist the Petitioner in identifying the location for plantation of the saplings. If the land is not



available, the Petitioner to approach the Revenue Authority for identifying the land for plantation and the Revenue Authority shall do the needful.

9. The I.I.C. of the concerned Police Station in coordination with the local Forest Officer shall monitor; whether the Petitioner has planted the saplings or not.

10. It is further made clear that the Petitioner shall file an affidavit after plantation of the saplings before the local Police Station assuring that he will maintain those plants for two years. The said affidavit be also produced before the learned court below at the time of trial.

11. This BLAPL is, accordingly, disposed of.

(Dr. Sanjeeb K Panigrahi)
Judge