



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12629 of 2025

Raju Sankar

...

Petitioner

Mr. L. Achari, Advocate

-versus-

State of Orissa

...

Opposite Party

Mr. R.B. Mishra, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
18.12.2025

Order No.
01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is the 2nd bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Bhanjanagar PS Case No.584 of 2025 corresponding to Special GR Case No.49 of 2025 (NDPS) pending in the file of learned Special Judge-Cum-Additional Sessions Judge, Bhanjanagar, District-Ganjam, being charge-sheeted for commission of offences punishable U/Ss.20(b)(ii)(C)/29 of NDPS Act, on the main allegation of transporting 26Kgs 560Grams of Contraband Ganja, along with another co-accused person.
3. At the outset, Mr. Lambodar Achari, learned counsel for the petitioner apprises this Court that this is the 2nd bail application of the petitioner, but no bail application of the petitioner is pending before any other forum except this one. Heard, Mr. Lambodar Achari,



learned counsel for the petitioner and Mr. R.B. Mishra, learned Additional Public Prosecutor in the matter and perused the record. On being queried about the criminal antecedent of the petitioner, Mr. Achari volunteers to withhold bail to the petitioner, if he is found to have any criminal antecedents of similar nature for commission of offence under NDPS Act.

4. Admittedly, the petitioner has been detained in custody since 22.05.2025, but in the meantime, charge-sheet has already been submitted. The petitioner was, however, granted liberty by this Court in BLAPL No.6384 of 2025 to renew his prayer for bail after submission of charge-sheet. There are 12 charge-sheeted witnesses, but the trial is not likely to commence in near future. Further, it is claimed that the petitioner is not having any criminal antecedent of similar nature. In the peculiar facts and circumstance of the case, especially when there is no immediate prospect of trial, the petitioner would be found considered to have satisfied the conditions of Section 37 of NDPS Act, if he is not having any criminal antecedent of similar nature.

5. For the reason stated hereinabove and taking into account the pre trial detention of the petitioner in custody, this Court without expressing any view on merit admits the petitioner to bail, but subject to verification of his criminal antecedent for similar nature.



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) 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.

In view of the specific submission as advanced for the petitioner, the benefit of this order shall not be extended to the petitioner, if he is found to have any criminal antecedent of similar nature for commission of offences under NDPS Act.

7. Accordingly, the BLAPL stands disposed of.

8. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

Subhasmita

Signature Not Verified

Digitally Signed
Signed by: SUBHASMITA DAS
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 19-Dec-2025 10:54:23

