



IN THE HIGH COURT OF ORISSA AT CUTTACK

Smt. Sitara Singh

(In BLAPL No.13558 of 2025)

Mahesh Yadav

(In BLAPL No.13559 of 2025)

... Petitioners

Mr. D.Sahoo, Advocate

(In both the bail applications)

-versus-

State of Orissa

... Opposite Party

Mr. M.R.Patra, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):18.03.2026

Order No.

02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. Since these two bail applications arise out of one and same case record, the same are heard together and disposed of by this common order with the consent of the learned counsel for the parties.

3. These are applications U/S.483 of BNSS by the petitioners for grant of bail in connection with Jharsuguda GRPS Case No.55 of 2025 corresponding to CT(Spl) Case No. 25 of 2025 pending in the file of learned Special Judge, Jharsuguda for commission of offences punishable U/Ss.20(b)(ii)(C)/29 of the NDPS Act, on the main allegation against the petitioner Sitara Singh for possessing 28Kgs 500Grams of Contraband Ganja along with her husband while travelling in a train, but allegation against the petitioner Mahesh Yadav is for supplying such Contraband article to co-accused- Sitara Singh and her husband.



4. Heard Mr. Dibyajyoti Sahoo, learned counsel for the petitioners in both the bail applications and Mr. M.R.Patra, learned Addl. PP in the matter and perused the record. On being queried about the criminal antecedent of the petitioners, Mr. Sahoo volunteers to withhold bail to the petitioners, if they are found to have any criminal antecedents of similar nature for commission of offence under NDPS Act.

5. Admittedly, the petitioner Sitara Singh was taken into custody on 17.06.2025, whereas, the petitioner Mahesh Yadav was taken into custody on 07.10.2025, however, in the meantime charge sheet has already been submitted. The trial is yet to commence, but there are 33 charge sheeted witnesses and, therefore, the trial would take some time. Besides, the petitioner Mahesh Yadav was neither apprehended from the spot nor was found in conscious possession of contraband article at the time of his apprehension. Additionally, the petitioner-Sitara Singh is a lady and she is alleged for carrying Contraband Ganja along with her husband who is not before this Court in this bail application. It is, however, claimed that neither of the petitioners is having any criminal antecedent. In the aforesaid facts and situation, especially when there is no immediate prospect of trial, the petitioners would be considered to have satisfied the conditions of Section 37 of NDPS, if they are not having any criminal antecedent of similar nature for commission of offences under NDPS Act.



6. For the reason stated hereinabove and taking into account the pre trial detention of the petitioners in custody, this Court without expressing any view on merit admits the petitioners to bail, but subject to verification of criminal antecedent of similar nature for commission of offence under the NDPS Act.

7. Hence, these two bail applications of the petitioners namely Sitara Singh (In BLAPL No.13558 of 2025) and Mahesh Yadav (In BLAPL No. 13559 of 2025) are allowed and each of the petitioners 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 petitioners, the benefit of this order shall not be extended to the concerned petitioner(s), if he/they is/are found to have any criminal antecedent of similar nature for commission of offences under NDPS Act.

8. Accordingly, these BLAPLs stand disposed of.

9. Issue urgent certified copy of the order as per Rules. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

Signature Not Verified

Digitally Signed
Signed by: KISHORE KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 19-Mar-2026 10:16:35
kishore



(G. Satapathy)
Judge