



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.13573 of 2025

Niroj Kumar

... Petitioner

Mr. D.Sahoo, Advocate

-versus-

State of Odisha

... Opposite Party

Mr. R.B.Mishra, Addl. PP

CORAM:JUSTICE G. SATAPATHY

ORDER(ORAL):02.05.2026

Order No.

02.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. This is a bail application U/S.483 of the BNSS by the petitioner for grant of bail in connection with Mohana PS Case No. 73 of 2023 corresponding to GR Case No. 53 of 2023 pending in the Court of learned Addl. Sessions Judge-cum-Special Judge, Paralakhemundi, Gajapati for commission of offence punishable U/S.20(b)(ii)(C)/25/29 of the NDPS Act, on the allegation of transporting 257Kgs 800grams of Contraband Ganja in a Truck.
3. Heard, Mr. Dushmanta Sahoo, learned counsel for the petitioner and Mr. R.B.Mishra, learned Additional Public Prosecutor in the matter and perused the record together with the certified copy of deposition of PWs. 1 to 6.



4. The petitioner has admittedly renewed his prayer for bail after examination of three more witnesses i.e. PWs 4 to 6, but after having considered the rival submissions and on going through the materials placed on record together with the evidence of witnesses so far examined, more particularly that of PWs. 1 to 3 & 5 and the petitioner having allegedly found transporting 257Kgs 800grams of Contraband Ganja which is well above the commercial quantity, this Court hardly finds the petitioner to have satisfied the conditions of Sec. 37 of NDPS Act which is *sine qua non* for grant of bail to an accused for commission of an offence under NDPS Act involving commercial quantity and this Court, therefore, is not inclined to grant bail to the petitioner.

5. Hence, the bail application of the petitioner stands rejected. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules. A copy of this order be immediately communicated to the concerned Court.

(G. Satapathy)
Judge