



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.13848 of 2025

Tumbeswar Rana

... ***Petitioner***
Mr. M. Das, Advocate

-versus-

State of Odisha

... ***Opposite Party***
Mr. C. Mahanty, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
24.02.2026

Order No.

02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is the bail application U/S.483 of the BNSS by the petitioner for grant of bail in connection with Balliguda PS Case No. 148 of 2022 corresponding to CT Case No.45 of 2022 pending in the Court of learned Special Judge-cum-Addl. Dist. and Sessions Judge, Balliguda for commission of offence punishable U/S.20(b)(ii)(C) of the NDPS Act, on the main allegation of assisting the co-accused to transport 301Kgs and 400 Grams of Contraband article in his vehicle bearing Registration No. OD-07-0062.
3. Heard, Mr. Mahes Das, learned counsel for the petitioner and Mr. C. Mahanty, learned Additional Public Prosecutor in the matter and perused the record.
4. Admittedly, the Petitioner was neither apprehended from the spot with the Contraband article nor was found in possession of any Contraband article at the time of his apprehension, but he is in custody since 20.08.2025 and in the meantime, charge sheet has already been submitted, however, FIR has been lodged



against unknown person. It is found from the charge sheet that the Petitioner was sent with a notice U/S. 67 of the NDPS Act as the owner of the vehicle and thereby, the basis of implication of the Petitioner is pursuant to a notice U/Sec. 67 of NDPS Act. In the meantime, the vehicle of the Petitioner has already been released in his favour and the vehicle was taken in Zima by his own son on 26.07.2024. In the aforesaid facts and circumstance, this Court considers that the Petitioner has satisfied the conditions of Sec. 37 of NDPS Act which is *sine qua non* for grant of bail for commission of offence under NDPS Act involving commercial quantity.

5. For the reason stated hereinabove and taking into account the pre-trial detention of the petitioner and keeping in view the other circumstances on record in entirety, this Court without expressing any view on merit admits the petitioner to bail.

6. Hence, the bail application of the petitioner stands allowed and he 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.

7. Accordingly, the BLAPL stands disposed of. 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.

(G. Satapathy)
Judge