



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12797 of 2025
ODHC010833852025

Srikara Kanhar @ Kannar ... ***Petitioner***

Mr. S.K.Jena, Advocate

-versus-

State of Orissa ... ***Opposite Party***

Mr. P.Satapathy, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):03.08.2026

Order No.

06.

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 Kantamal PS Case No.113 of 2025 corresponding to Special Case (NDPS) Case No.111 of 2025 pending in the Court of learned Addl Sessions Judge-cum-Special Judge, Kantamal, for commission of offence punishable U/S.20(b)(ii)(C) of the NDPS Act, on the main allegation of transporting 63Kgs 540Grams of Contraband Ganja in a Bolero Jeep bearing Regd. No. OD-31C-0847.

3. Heard, Mr. Sarat Kumar Jena, learned counsel for the petitioner and Mr. P.Satapathy, learned Additional Public Prosecutor in the matter and perused the record including the copy of deposition of PWs. 1 to 11. On being queried about the criminal antecedent of the petitioner, Mr. Jena volunteers to withhold bail to the petitioner, if he is found to have any criminal antecedent for commission of offence under NDPS Act.



4. Admittedly, the petitioner was taken into custody on 12.05.2025, but the trial is yet to be concluded and only 11 out of 21 charge sheet witnesses have been examined and, therefore, the trial would take some time. Further, some of the witnesses have not supported the prosecution allegation against the petitioner. Besides, it is claimed that the petitioner is not having any criminal antecedent of similar nature. In the aforesaid facts and circumstances and taking into consideration the materials so placed on record together with claim of the petitioner for not having any criminal antecedents, the petitioner would be considered to have satisfied the conditions of Section 37 of NDPS Act, if he is not having any criminal antecedent for commission of offences under NDPS Act.

5. For the reasons stated hereinabove and taking into account the custody period of the petitioner, this Court without expressing any view on merit admits the petitioner to bail, but subject to verification of his criminal antecedent for commission of offence under NDPS Act.

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 for commission of offences under NDPS Act.

7. Accordingly, the BLAPL stands disposed of. 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

kishore

Signature Not Verified

Digitally Signed
Signed by: KISHORE KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 03-Aug-2026 19:23:34

