

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.732 of 2022

Babula Sethy

....

Petitioner

Mr. Satyabrata Dash, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. T.K. Praharaj, Standing Counsel

CORAM:

SHRI JUSTICE B. P. ROUTRAY

ORDER

3.2.2022

Order No.

- 01.
1. The matter is taken up through video conferencing mode.
 2. Heard Mr. S. Dash, learned counsel for the Petitioner and Mr. T.K. Praharaj, learned Standing Counsel.
 3. This is an application under Section 439 Cr.P.C. for grant of bail to the Petitioner Babula Sethy in connection with Excise EI & EB, Berhampur P.R. No.401 of 2021 corresponding to 2(a)CC Case No.18 of 2021 pending in the court of learned Additional Sessions Judge, Balliguda for alleged commission of offence under Section 20(b)(ii)(B) of NDPS Act for alleged possession of contraband ganja weighing 15 Kg.
 4. It is submitted that the Petitioner is inside custody since 23rd December, 2021 and in the meantime investigation has progressed to substantial extent.

5. Upon hearing learned State counsel and considering the period of detention of the Petitioner inside custody vis-à-vis the quantity of contraband which is below commercial quantity, it is directed to release the Petitioner on bail in the aforesaid case on such terms and conditions to be fixed by learned court in seisin over the matter including the condition that, the Petitioner shall not be involved in any other offence while on bail.

6. The BLAPL is accordingly disposed of.

7. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a printout of the order available in the High Court's website, at par with certified copy, in the manner prescribed vide Court's Notice No.514 dated 7th January, 2022.

(B.P. Routray)
Judge