

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.2311 of 2022

Rajendra Sahu ***Petitioner***

Mr. J. Mohanty, Advocate

-versus-

State of Odisha ***Opp. Party***

*Mrs. Susamarani Sahoo,
Addl. Standing Counsel*

**CORAM:
JUSTICE S.K. SAHOO**

ORDER

22.03.2022

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard the learned counsel for the petitioner and learned counsel for the State.

This is an application under section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in connection with Padmapur P.S. Case No. 111 of 2021 corresponding to T.R. No.120 of 2021 pending in the Court of learned Addl. Sessions Judge -cum- Special Judge, Gunupur for the commission of the alleged offences punishable under sections 20(a)(b)(i) of the N.D.P.S. Act.

Perused the F.I.R. annexed to the anticipatory bail application.

Learned counsel for the petitioner submitted that it is a case of cultivation of cannabis plant and there is no direct evidence in respect of the petitioner and he has been falsely entangled in the case as because the local enquiry revealed that the petitioner has planted cannabis plant and therefore, the anticipatory bail application may be favourably considered.

Learned counsel for the State opposed the prayer for anticipatory bail.

Considering the submissions made by the learned counsel for the respective parties, while not inclining to grant anticipatory bail to the petitioner, liberty is granted to the petitioner to surrender and move for bail in the Court below within a period of four weeks from today in the event of which the learned Court below shall dispose of the same in accordance with law. The case records shall be made available to the Court concerned for disposal of the bail application.

The ABLAPL stands disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge