

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 3509 of 2022

***Sk. Kayamt @ Sk. Kayamat
Tulla***

....

Petitioner

*Mr.A.R. Panda,
Advocate*

-Versus -

State of Odisha

Opposite Party

....

*Mr. M.R. Mishra,
Additional Standing Counsel*

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

16.09.2022

Order No.

5.

1. This matter is taken up through hybrid mode.
2. Heard learned for the petitioner and learned Additional Standing Counsel for the State.
3. The petitioner is in custody since 14.04.2022 in connection with Jaleswar P.S. Case No. 320 of 2021 corresponding to Special Case No. 264 of 2021 pending in the Court of learned Sessions Judge-cum-Special Judge, Balasore for the alleged commission of offence under Sections 21(C)/29 of NDPS Act.
4. As per the prosecution case one Sk. Belaluddin was caught while possessing 270 grams of brown sugar. On interrogation, he gave out the name of the present petitioner and one Sk. Rasho as being the suppliers of the contraband. Thus, except for the confessional statement of the co-accused, there is no material

against the petitioner and nothing was admittedly seized from his possession.

5. Considering the above facts, I am inclined to allow the prayer for bail. Let the petitioner be released on bail on such terms and conditions as the court in seisin over the matter may deem fit and proper to impose including the condition that he shall personally appear before the trial court on each date of posting of the case without fail.

6. The BLAPL is accordingly disposed of.

7. Urgent certified copy of this order be granted on proper application.

(Sashikanta Mishra)
Judge

BC Tudu

