

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 3823 of 2022

Isak Nayak

....

Petitioner

Mr. S. Dwibedi, Advocate

- Versus -

State of Odisha

.... **Opposite Party**

Mr. S. Mishra, Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

22.06.2022

Order No.

2.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned Addl. Standing Counsel for the State.
3. The petitioner is in custody since 27.03.2022 in connection with P.R. No.48 of 2022 corresponding to 2(a)CC Case No.06 of 2022 pending in the Court of learned Special Judge, Balliguda for the alleged commission of offence under Sections 20(b)(ii)(C) of NDPS Act.
4. It is alleged that the petitioner was transporting 60 Kg of contraband ganja in a Honda City Car when he was apprehended by police.
5. It is submitted that the statutory formality relating to search and seizure has not been followed. Moreover, the mode of weighment of the contraband article is also doubtful.
6. Considering the submissions, materials on record, the period of detention in custody, 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.

7. BLAPL is accordingly disposed of.
8. Issue urgent certified copy as per rules.

(Sashikanta Mishra)
Judge

A.K. Rana

