

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 4620 of 2022

Gobardhan Dalai

.... **Petitioner**

Mr. N. Mohapartra, Adv.

- Versus -

State of Odisha

.... **Opp.Party**

Mr. P. Tripathy,
Addl. Standing Counsel

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

16.09.2022

Order No.

6.

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 25.03.2022 in connection with Excise EI & EB (SD) Unit-II, Berhampur P.R. Case No.601/2021-22 corresponding to 2(a)CC Case No.12 of 2022 pending in the Court of learned Sessions Judge-cum-Special Judge, Ganjam at Berhampur for the alleged commission of offence under Sections 20(b)(ii)(C) of NDPS Act.
4. It is alleged that the petitioner was apprehended while transporting contraband ganja weighing 36 Kg. 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
5. Considering the submissions, materials on record and 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 the posting of the case without fail.

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

A.K. Rana

(Sashikanta Mishra)
Judge

