

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**BLAPL No.6352 of 2021**

***Pradhani Jani***

....

***Petitioner***

Mr.A.Panda on behalf of Mr.B.R.Das, Advocate

*-versus-*

***State of Odisha***

....

***Opp.Party***

Mr.P.K.Mohanty, ASC

**CORAM:  
JUSTICE B. P. ROUTRAY**

**ORDER  
19.5.2022**

**Order No.**

6.

1. Heard Mr.Panda, learned counsel for the Petitioner and Mr.Mohanty, learned Additional Standing Counsel for the State.
2. This is an application under Section 439 Cr.P.C. and the offences alleged are under Sections 20(b)(ii)(C) of the N.D.P.S. Act for alleged possession of contraband ganja weighing 113 kg.540 grams.
3. Upon hearing both parties, I am not inclined to release the Petitioner on bail keeping in view the embargo contained in Section 37(1)(b) of the N.D.P.S. Act,
4. Accordingly, the prayer for bail is rejected.
5. However, it is submitted that though the Petitioner is inside custody since 16.9.2020, but trial has not yet commenced.

6. Thus considering long detention of the Petitioner inside custody and delay in commencement of the trial, it is directed to release the Petitioner on interim bail in C.T. Case No.48 of 2020 arising out of P.S.Case No.20 of 2020 by the learned Special Judge-cum-Additional District & Sessions Judge, Balliguda, Kandhamal for a period of three months from the date of his release on such terms and conditions as the learned Special Judge-cum-Additional District & Sessions Judge may deem fit and proper, including the conditions that the Petitioner shall furnish two sureties (with proper identity proof) out of which one shall be his relative and that, the Petitioner shall not be involved in any other offence while on interim bail and he shall attend the trial court on each date fixed.

7. It is made clear that the Petitioner shall surrender before the court below on or before 24<sup>th</sup> August, 2022, failing which learned court below shall take all necessary steps including issuance of NBW of arrest to apprehend him.

8. The bail application is disposed of.

9. Urgent certified copy of this order be granted in course of the day.

**( B.P. Routray )**  
**Judge**