

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 7867 of 2022

Jagasana Behera

....

Petitioner

Mr. D.R. Mishra, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. A. Pradhan, ASC

CORAM: JUSTICE V. NARASINGH

ORDER
02.09.2022

Order No.

01.

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and learned counsel for the State.
3. The petitioner is an accused in Special Case (NDPS) Case No.31 of 2022, pending in the file of learned Sessions Judge-cum-Special Judge, Boudh, arising out of Purunakatak P.S. Case No.92 of 2022, offence under Sections 20(b)(ii)B of the NDPS Act and is in custody since 20.07.2022.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Sessions Judge-cum-Special Judge, Boudh by order dated 05.08.2022 in the aforementioned case, the present BLAPL has been filed.
5. Perused the order of rejection.
6. Since the seizure of the contraband (ganja) to the tune of 11 kgs. from two persons including the petitioner is admittedly less

than the commercial quantity as prescribed, this Court directs the petitioner to be released on bail on such terms to be fixed by the Court in seisin over the matter.

7. Additionally, it is directed that one of the sureties shall be immediate family member.

8. Accordingly, the BLAPL stands disposed of.

9. Urgent certified copy of this order be granted as per rule.

(V. NARASINGH)
Judge

Santoshi

