

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 9460 of 2022

Sumit Podar

....

Petitioner

Mr. S.K. Sahu, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. P.K. Maharaj, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

17.10.2022

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 connection with Spl. G.R. Case No.39 of 2022 pending on the file of learned Sessions Judge-cum-Special Judge, Sonapur, arising out of Sonapur P.S. Case No.163 of 2022, for alleged commission of offences under Sections 20(B)(ii)(b)/25/29 of NDPS Act and is in custody since 08.08.2022.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Special Judge, Sonapur by order dated 20.09.2022 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 18 Kgs 360 gms 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. While enlarging the petitioner on bail the learned court below shall verify assertion regarding his criminal proclivity. If it comes to the fore that the petitioner has any criminal antecedent this order shall stands recalled.
8. Accordingly, the BLAPL stands disposed of.
9. Urgent certified copy of this order be granted as per rule.

(V. NARASINGH)
Judge

Santoshi

