

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 9481 of 2022

Chintu Sethy

....

Petitioner

Mr. M. Das, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. A. Pradhan, 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 C.T. Case No.59 of 2022 pending on the file of learned Special Judge-cum-Additional District and Sessions Judge, Balliguda, arising out of Balliguda P.S. Case No.206 of 2022, for alleged commission of offences under Sections 20(B)(ii)(b) of NDPS Act and is in custody since 17.09.2022.
4. Being aggrieved by the rejection of his application for bail U/s.439 Cr.P.C. by the learned Special Judge-cum-Additional District & Sessions Judge, Balliguda, District-Kandhamal by order dated 23.09.2022 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 8 Kgs 100 gms is admittedly less than the commercial quantity as

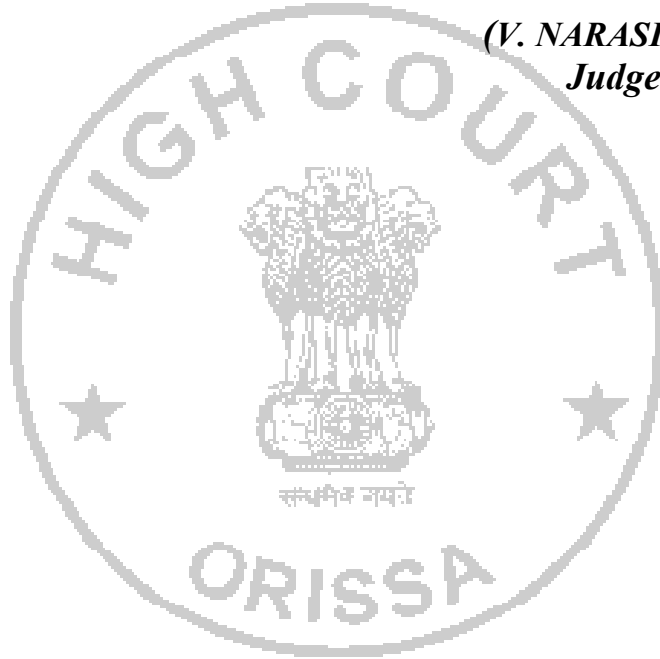
prescribed, this Court directs the petitioner to be released on bail on such terms to be fixed by the Court in seisin over the matter.

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