IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12846 of 2024

Deepak Bangari …. ***Petitioner***

Ms. Sasmita Mallick, Advocate

-versus-

State of Odisha …. ***Opp. Party***

Mr. Sarat Pradhan
Addl. Standing Counsel

CORAM:
JUSTICE S.K. SAHOO

ORDER
24.12.2024

Order No.

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

Heard learned counsel for the petitioner and learned counsel for the State.

This is an application under section 483 of BNSS in connection with Koraput G.R.P.S. Case No.26 of 2024 corresponding to T.R. Case No.106 of 2024 pending in the Court of learned Additional Sessions Judge -cum- Special Judge, Koraput for the offence punishable under section 20(b)(ii)(B) of the N.D.P.S. Act.

The petitioner moved an application for bail before the Court of Additional Sessions Judge -cum-Special Judge, Koraput, which was rejected on 17.12.2024.

Considering the submission made by the learned counsel for the petitioner that the petitioner is in judicial custody since 10.11.2024 and the contraband ganja which has been seized from the conscious possession of the petitioner is 4 kg 330 grams, which is lesser than commercial quantity and therefore, the bar under section 37 of the N.D.P.S. Act is not applicable and on hearing learned counsel for the State, I am inclined to release the petitioner on bail.

Let the petitioner be released on bail in the aforesaid case on furnishing bail bond of Rs.50,000.00 (rupees fifty thousand) with two local solvent sureties each for the like amount to the satisfaction of the Court in seisin over the matter with further terms and conditions as the learned Court may deem just and proper including the conditions that the petitioner shall appear before the learned trial Court on each date to which the case is posted for trial, shall not indulge in any criminal activities and shall not try to tamper with the prosecution evidence.

Violation of any of the conditions shall entail cancellation of bail.

The BLAPL is accordingly disposed of.

Issue urgent certified copy as per Rules.

(S.K. Sahoo)
Judge

Sipun/Gitanjali

Signature Not Verified
Digitally Signed
Signed by: SIPUN BEHERA
Designation: Senior Stenographer
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 24-Dec-2024 14:22:55