IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.12163 of 2025

Anil Samantasinghar … ***Petitioner***

Mr. S.Sahoo, Advocate

-versus-

State of Orissa … ***Opposite Party***

Mr. M.K.Mohanty, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
01.12.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).

2. This is the bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Excise EI & EB Unit-II, Cuttack PR Case No. 02 of 2025-26 corresponding to 2(a) CC Case No.37 of 2025 pending in the file of learned Sessions Judge-cum-Special Judge, Cuttack, for commission of offences punishable U/Ss.20(b)(ii)(C)/29 of NDPS Act, on the allegation of transporting 28Kgs of Contraband Ganja in a car bearing Regd. No. OD-02-AZ-2281 along with co-accused.

3. Heard, Mr. Subhrajit Sahoo, learned counsel for the petitioner and Mr. M.K.Mohanty, learned Additional Public Prosecutor in the present matter and perused the record. On being queried about the criminal antecedent of the petitioner, Mr. Sahoo volunteers to withhold bail to the petitioner, if he is found to have any criminal

antecedent of similar nature for commission of offence under NDPS Act.

4. Admittedly, the petitioner is in custody since 03.04.2025 and in the meantime PR has already been submitted, but there is no immediate prospect of trial. It is further claimed that the petitioner is not having any criminal antecedent of similar nature. In the peculiar facts and circumstance of the case, especially when there is no immediate prospect of trial, the petitioner would be considered to have satisfied the conditions of Sec. 37 of NDPS Act, if he is found to have no criminal antecedent of similar nature for commission of offence under NDPS Act.

5. For the reason stated hereinabove and taking into account the pretrial detention of the petitioner in custody, this Court without expressing any view on merits admits the petitioner to bail, but subject to verification of his criminal antecedent.

6. Hence, the bail application of the petitioner stands allowed and the petitioner is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) only with two solvent sureties for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it.

In view of the specific submission as advanced for the petitioner, the benefit of this order shall not be extended to the petitioner, if he is found to have any

criminal antecedent of similar nature for commission of offence under NDPS Act.

7. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

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Signature Not Verified
Digitally Signed
Signed by: SUBHASMITA DAS
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 02-Dec-2025 11:16:54