IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.12394 of 2025

Hemanta Kumar Pujari …. **Petitioner**

Mr. Mahes Das, Advocate

-Versus-

State of Odisha …. **Opposite Party**

Mr. P.K.Ray, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER

Order No. **17.12.2025**

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

2. Instant petition under Section 483 BNSS is filed for release of the petitioner on bail in connection with C.T. Case No.39 of 2021 arising out of Balliguda P.S. Case No. 118 of 2021 pending in the file of learned Special Judge-cum-Additional District & Sessions Judge, Balliguda on the grounds stated.

3. Perused the FIR as at Annexure-1.

4. From the record, it is revealed that the petitioner was not present at the spot. The allegation is that Ganja was being transported in an auto-rickshaw, the driver of which, managed to flee from the spot. The alleged incident is of the year 2021 and recently, the petitioner has been arrested. It is claimed that

such arrest has taken place only for the reason that the petitioner is the owner of the auto-rickshaw. It is informed to the Court that the driver of the said vehicle is still at large. An objection is received from the side of the State opposing release of the petitioner since 35 kgs. 100 grams of contraband Ganja has been seized. Admittedly, the recovery relates to commercial quantity of the contraband substance, however, the petitioner being the owner of the alleged vehicle has been arrested on 14th October, 2025, though, the incident had taken place on 7th July, 2021 and considering the same and submissions of learned counsel for the respective parties, the Court is inclined to direct his release on bail recording the plea that he has no other antecedent of similar nature but by imposing stringent conditions.

5. Accordingly, it is ordered.

6. In the result, the petition under Section 483 BNSS stands allowed. Consequently, the petitioner is directed to be released on bail in connection with C.T. Case No.39 of 2021 arising out of Balliguda P.S. Case No. 118 of 2021 subject to him furnishing a bail bond of Rs.50,000/-(rupees fifty thousand) with one solvent surety for the like amount to the satisfaction of the learned Special Judge-cum-Additional District & Sessions Judge, Balliguda, who shall be at liberty to impose such other suitable conditions as deemed just and proper and in the facts and circumstances of the case besides the following, such as, he shall not involve himself any such

similar criminal activities after being released. The Court further directs that such release of the petitioner shall be upon verification and absence of criminal antecedents of similar nature.

7. The BLAPL is disposed of.

8. Urgent certified copy of this order be granted as per rules.

(R.K. Pattanaik)
Judge

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Signature Not Verified
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Signed by: KABITARANI MAJHI
Reason: Authentication
Location: OHC,CUTTACK
Date: 18-Dec-2025 16:02:07