IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.8267 of 2026
CNR No. ODHC010595302026

Jitendra Venvanshi **.....** ***Petitioner***

Represented by Adv. -
Pradeep Kumar Nath

-versus-

State Of Odisha **.....** ***Opposite Parties***

Smt. S. Nayak, ASC

CORAM:
HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER
09.11.2026

Order No.

02. 1. This matter is taken up through Hybrid mode.

2. Heard learned counsel appearing for the Petitioner and learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. The present bail application under Section 483 of B.N.S.S. has been filed by the Petitioner for regular bail in connection with T.R Case No.44 of 2026, arising out of P.R No.87 of 2026-2027, pending in the Court of learned Special Judge-cum-Sessions Judge, Sambalpur for alleged commission of offence punishable under Sections 20(b)(ii)(C)/ 25/ 29 of the N.D.P.S. Act.

4. It is submitted by learned counsel for the Petitioner that the Petitioner is languishing in custody since 23.04.2026. He further contended that the investigation has been concluded and the charge sheet is likely to be filed very soon. He further submitted that the Petitioner does not have any similar criminal antecedent. Learned

counsel for the Petitioner further contended that although the Petitioner does not belong to the State of Odisha, however, he is ready and willing to abide by any stringent terms and conditions that may be imposed by this Court in the event he is released on bail.

5. Further, referring to the allegations made in the F.I.R., learned counsel for the Petitioner contended that, as per the prosecution case, a total quantity of 21 kg of contraband ganja was allegedly recovered from the possession of the Petitioner. However, the alleged recovery has been seriously disputed by the Petitioner. Therefore, the bar under Section 37 of the N.D.P.S. Act would not be attracted to the facts of the present case. Taking into consideration the period of incarceration undergone by the Petitioner, learned counsel for the Petitioner prayed that the Petitioner be released on bail on such stringent terms and conditions as this Court may deem fit and proper.

6. Learned Additional Standing Counsel, on the other hand, opposed the bail application of the Petitioner on the ground that such cases are increasing day-by-day and no leniency should be shown to the Petitioner. He further submitted that the Petitioner belongs to State of U.P., therefore, the release of the Petitioner be difficult to ensure the appearance of the Petitioner before the learned trial Court during trial. In such view of the matter, she submitted that the bail application of the Petitioner be rejected at this juncture.

7. Having heard the learned counsels appearing for the respective parties and on a careful examination of the surrounding facts and circumstances of the present case and further keeping in view the period of detention of the Petitioner in jail custody and the fact that the Petitioner does not have any similar criminal

antecedent, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

8. Having heard the learned counsels for the respective parties and on a careful consideration of the surrounding facts as well as materials on record, further taking into consideration the period of custodial detention, this Court is inclined to release the Petitioner on bail on furnishing a bail bond of Rs.50,000/- (Rupees Fifty Thousand) with two local solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter subject to the following terms and conditions:

I) The Petitioner shall also file an affidavit before the learned trial Court with regard to indicating his residential details other details like Aadhar No., Phone No. before the jurisdictional police station & further release of the Petitioner shall be subject to verification of such details as would be furnished by any relative of the Petitioner in the shape of an affidavit.

II) He shall not be involved in any offence of similar nature while on bail;

III) He shall not tamper with the prosecution evidence or try to threaten or influence the witnesses in any manner whatsoever;

IV) He shall not make any default in attending the court during trial on each date without fail;

V) He shall appear before the concerned Police Station once in a fortnight preferably on ‘Sunday’ in between 10.00 A.M. to 1.00 P.M. till conclusion of the trial.

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

9. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper.

10. It is further directed that the bail granted to the Petitioner is subject to the condition that the court below shall verify whether the Petitioner is having any criminal antecedent of similar nature. In the event it is found that the Petitioner is having any similar criminal antecedent, this bail order shall automatically stand revoked.

11. The BLAPL is, accordingly, disposed of.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout

Signature Not Verified
Digitally Signed
Signed by: SANTANU KUMAR ROUT
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 10-Nov-2026 14:31:35