IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.8433 of 2026
CNR No. ODHC010611192026

Lalit Majhi ..... ***Petitioner***

Represented by Adv. - Suryakanta Dwibedi

-versus-

State of Odisha ..... ***Opposite Party***

Represented by Adv. -Mr. M.K.Mohanty, A.S.C.

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

Order No. **28.10.2026**

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

2. This is an application U/S.483 of the BNSS by the petitioner for grant of bail in connection with Lathor PS Case No.59 of 2024 arising out of GR Case No.08-A of 2024 pending in the Court of learned Addl. Sessions Judge-cum-Special Judge, Patnagarh for commission of offences punishable U/S. 279/337 of IPC and r/w Section 20(b)(ii)(C) of NDPS Act, on the allegation of escorting a Tata Sumo vehicle bearing Regd. No.OR-03-F-3623 carrying 264 Kgs and 570 Grams of Contraband Ganja, on a motorcycle.

3. Heard, Mr. Suryakanta Dwibedi, learned counsel for the Petitioner and Mr. M.K.Mohanty, learned Additional Stading Counsel in the matter and perused the record.

4. It is not disputed that the petitioner was neither apprehended

from the spot nor was found in conscious possession of contraband article, but he is in custody since 23.05.2026. However, he has not been named in the FIR. In the peculiar facts and circumstance of this case, this Court considers that the conditions of Section 37 of NDPS Act may be dispensed with at this stage for the Petitioner.

5. In view of the above facts and after having considered the rival submissions and regard being had to the mode and manner of implication of the present petitioner in this case, this Court without expressing any view on merits admits the petitioner to bail.

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 each 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 with following conditions: -

> *(i) the petitioner shall not commit any offence while on bail,*
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> *(ii) the petitioner in the course of trial shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with. In case the Petitioner fails without sufficient cause to appear in the Court in accordance with the terms of the bail, the learned trial Court may proceed against the Petitioner for offence U/S.269 of BNS,2023 in accordance with law,*
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> *(iii) the petitioner shall not leave the territorial jurisdiction of the trial Court without prior permission till disposal of the case by intimating his present address of stay to the concerned Court, (iv) the petitioner shall report attendance before the*

Jurisdictional Police Station once in a fortnight preferably on a Sunday in each month in between 10 A.M. to 12 Noon for six (06) months from the actual date of release from the custody.

The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

It is clarified that the Court in seisin of the case will be at liberty to cancel the bail of the petitioner without further reference to this Court, if any of the above conditions are violated or a case for cancellation of bail is otherwise made out. In the wake of aforesaid, the subsequent involvement of the petitioner in future for any offence under NDPS Act on prima facie accusations may be treated as a ground for cancellation of bail in this case.

7. Accordingly, the BLAPL stands disposed of.

8. Issue urgent certified copy of the order as per Rules.

(A.K. Mohapatra)

Judge

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Signature Not Verified
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Signed by: RUBI BEHERA
Reason: Authentication
Location: OHC
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