IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.9118 of 2026
CNR No. ODHC010681982026

Soumya Ranjan Choudhury .... ***Petitioner***

Mr. S. Harichandan, Advocate

-versus-

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

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER
30.10.2026

Order No.

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

2. The Petitioner is accused in connection with C.T. Case No.68 of 2026 pending on the file of learned Special Judge, Phulbani, arising out of Phulbani Sadar P.S. Case No.34 of 2026 for commission of offence alleged under Sections 20(b)(ii)C/25 & 29 of the N.D.P.S Act.

3. Learned counsel, on instruction, submits that except the present BLAPL, no other bail application of the Petitioner relating to the aforementioned P.S. case is pending in any other Court.

4. Being aggrieved by the rejection of their applications for bail U/s.483 of the BNSS by the learned Special Judge, Phulbani by order dated 10.08.2026 in the aforementioned case, the present BLAPL has been filed.

5. It is submitted by the learned counsel that the Petitioner was before this Court in BLAPL Nos.2047 and 5699 of 2026 which were disposed of by orders dated 22.04.2026 and 05.08.2026 respectively, giving him liberty to renew his prayer after submission of the charge sheet.

6. The Petitioner is accused of being in possession of contraband (ganja) to the tune 21 Kg and it is stated that since the Petitioner does not have any criminal proclivity, he may be protected by pre-arrest bail.

7. Learned counsel for the Petitioner with vehemence urges that in the case at hand, wrong weighment cannot be ruled out so as to attract the rigors of Section 37(1)(b)(ii) of NDPS Act.

8. Learned counsel for the State opposes such submission and submits that it is a figment of imagination of the Petitioner and there are no materials to substantiate the same.

9. Considering the quantity of contraband that the Petitioner has no criminal proclivity, this Court directs that the Petitioner shall be released on bail on such terms to be fixed by the learned Court in seisin subject to verification of criminal antecedent.

10. If it comes to fore that the Petitioner has any criminal antecedent, this order shall not be given effect to.

11. Additionally, it is directed that Petitioner shall appear before the jurisdictional police station once a month on a Sunday on such date and time to be fixed by the learned Court in seisin till the conclusion of trial. Certification of such appearance shall be submitted to the Court in seisin.

12. Accordingly, the BLAPL stands disposed of. U.C.C as per rules.

13. Registry is requested to send a copy of this order via electronic mode to the Superintendent of the concerned Jail, in addition to the communication through Order Communication Portal (OCP) of this Court.

(V. NARASINGH)
Judge

Signature Not Verified
Digitally Signed
Signed by: SOUMYA RANJAN SAMAL
Reason: Authentication
Location: High Court of Orissa
Date: 31-Oct-2026 15:39:04