IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.7970 of 2026

CNR No. ODHC010577872026

Sashikanta Nayak @ Kishan … ***Petitioner***

Mr. D. Nayak, Advocate

-versus-

State of Odisha … ***Opposite Party***

Mr. R.B. Mishra, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL) : 11.09.2026

Order No.

01. 1. This is the bail application U/S.483 of the BNSS by the petitioner for grant of bail in connection with PR No. 719 of 2025-26 corresponding to 2(a) C.C. Case No.39 of 2026 pending in the Court of learned 2nd Addl. District & Sessions Judge, Cuttack, for commission of offence punishable U/S. 21(b) of the NDPS Act, on the main allegation of possessing 73 Grams of Heroin.

2. Heard Mr. Dhananjaya Nayak, learned counsel for the petitioner and Mr. R.B. Mishra, learned Additional Public Prosecutor in the matter and perused the record.

3. After having considered the rival submissions and taking into consideration the nature and gravity of the offence as alleged against the petitioner vis-à-vis the accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 30.03.2026 with framing of charge in the meantime and the Contraband article allegedly recovered from the petitioner being more than small quantity, but lesser than commercial quantity and the offence alleged

being not punishable with imprisonment beyond ten years and there being no similar criminal antecedents reported against the petitioner and keeping in view the other circumstances on record in entirety including the inherent right of the accused-petitioner to be presumed innocent until proven guilty at the trial and the case being posted for examination of the witnesses and lastly, no material being collected to suggest that the petitioner would abscond or pose threat to the witnesses, if released on bail, this Court without expressing any view on merit admits the petitioner to bail.

4. Hence, the bail application of the petitioner stands allowed and the petitioner is allowed to go on bail on furnishing bail bonds of Rs.50,000/- (Rupees Fifty Thousand) with one solvent surety for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions **except cash surety** as deem fit and proper by it.

5. Accordingly, the BLAPL stands disposed of. Issue urgent certified copy of the order as per Rules. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

Signature Not Verified
Digitally Signed
Signed by: MANOJ ROUT K
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 11-Sep-2026 17:55:26

Manoj

(G. Satapathy)
Judge