



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 4983 of 2026

CNR No. ODHC010351062026

Rudra Narayana Dalei @ ... Petitioner
Bibhu Dalei

Mr. G. Behera, Advocate

-versus-

State of Odisha ... Opposite Party

Mr. M.R. Patra, Addl. PP

Mr. D. Swain, Advocate(Informant)

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL): 17.08.2026

Order No.

03.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Baranga PS Case No.177 of 2024 corresponding to Spl. GR Case No.83 of 2024 pending in the file of learned Addl. District Judge-cum-Special Court under POCSO Act, Cuttack for commission of offences punishable U/Ss. 363/376(2)(n) of IPC r/w Section 6 of POCSO Act, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her.

2. Heard, Mr. Gokha Behera, learned counsel for the petitioner; Mr. Dibyajyoti Swain, learned counsel for the Informant and Mr. M.R. Patra, learned Additional Public Prosecutor in the matter and perused the record. Mr. Swain submits that although the victim in her statement has stated that she was in love with the Petitioner, but that would not legalize the act committed by the Petitioner forcibly upon the victim and, therefore, the Petitioner being prima facie involved in a gruesome case of rape and penetrative sexual



assault upon the victim, his bail application may kindly be rejected.

3. After having considered the rival submissions and taking into consideration the nature and gravity of the offences as alleged against the petitioner vis-à-vis the accusation sought to be brought against him and regard being had to the pre trial detention of the Petitioner in custody since 21.04.2026 with submission of charge sheet in the meantime and taking into account the other circumstances on record in entirety including the statement of the victim and the inherent right of the accused-Petitioner to be presumed innocent until proven guilty at the trial and lastly, taking into account the age of the Petitioner and that of the victim, this Court without expressing any view on merit admits the petitioner to bail, but subject to certain condition.

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.25,000/- (Rupees Twenty Five Thousand) only 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 as deem fit and proper by it with following conditions:-

- (i) the petitioner shall not contact the victim or visit her house or place of residence;*
- (ii) the petitioner shall not follow the victim or loiter in and around her at any place and*
- (iii) the petitioner shall not threaten/ influence/ induce/ coerce any of the witnesses including the victim and her family members acquainted with the facts of the case so as to dissuade them disclosing such facts before the Court.*



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.

(G. Satapathy)
Judge

Priyajit

Signature Not Verified

Digitally Signed
Signed by: PRIYAJIT SAHOO
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 17-Aug-2026 17:54:32

