IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.2857 of 2026
CNR No. ODHC010194672026

Sada Lohara .... ***Petitioner***

Mr. A. Das, Advocate

-versus-

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

Mr. C.R. Swain, AGA

BLAPL No.9407 of 2026
CNR No. ODHC010703872026

Raghunath Bhatra .... ***Petitioner***

Mr. D.R. Bhokta, Advocate

-versus-

State of Odisha and another .... ***Opposite Parties***

Mr. C.R. Swain, AGA

CORAM: JUSTICE V. NARASINGH

ORDER

29.10.2026

Order No.

02. 1. Since both the BLAPLs relate to the same P.S. (Kodinga P.S. Case No.195 of 2025), on the consent of the parties, they are taken up together and are disposed of by this common order.

2. Heard learned counsel for the Petitioners and learned counsel for the State.

3. The Petitioners are accused in connection with T.R. Case No.72 of 2025, pending on the file of learned Addl. Sessions Judge-cum-Special Court under POCSO Act, Nabarangpur, arising out of **Kodinga P.S. Case No.195 of 2025** for alleged commission of offences under Sections 78(2)/65(1)/137(2)/3(5) of BNS read with Section 4 of POCSO Act.

4. Learned counsel, on instruction, submits that except the present BLAPLs, no other bail applications of the Petitioners relating to the aforementioned P.S. case is pending in any other Court.

5. Being aggrieved by the rejection of their application for bail U/s.483 of BNSS by the learned Addl. Sessions Judge-cum-Special Court under POCSO Act, Nabarangpur by order dated 05.02.2026 in the aforementioned case, the present BLAPLs have been filed.

6. It is submitted by the learned counsel for the Petitioners that they are in custody since 10.11.2025 and since the victim has already been examined as P.W.4, Petitioners may be released on bail.

7. Learned counsel for the Petitioner (Sada Lohara) in BLAPL No.2857 of 2026 submits that so far as complicity of the said Petitioner is concerned, there is no mention about the role ascribed to the said Petitioner in the deposition. Hence, Petitioner (Sada

Lohara) in BLAPL No.2857 of 2026 may be enlarged on bail.

And, it is the submission of the learned counsel for the Petitioner (Raghunath Bhatra) in BLAPL No.9407 of 2026 that there are material contradictions in the version before the police and the Magistrate under Section 183 of BNS. Hence, further continuance of the said Petitioner as well is unwarranted.

8. Learned counsel for the State, while opposing the prayer for bail, submits that in her 180 BNSS statement, the victim has described the overt act committed by both the accused persons and since material witnesses like the doctor is yet to be examined, both the Petitioners ought not to be released on bail.

9. On considering the rival submission and in the light of the deposition of victim, P.W.4, copy of which is taken on record, on being submitted by the learned counsel appearing for the Petitioner (Sada Lohara) in BLAPL No.2857 of 2026, this Court directs the Petitioner (Sada Lohara) in BLAPL No.2857 of 2026 to be released on bail on such terms to be fixed by the learned Court in seisin.

10. So far as Petitioner (Raghunath Bhatra) in BLAPL No.9407 of 2026 is concerned, this Court is **not inclined** to entertain his bail application at this stage.

11. Liberty is granted to the Petitioner (Raghunath Bhatra) in BLAPL No.9407 of 2026 to renew his prayer before the learned Court in seisin after examination of other material witnesses including the medical practitioner.

12. 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.

13. Accordingly, both the BLAPLs stand disposed of.

14. UCC as per rules.

(V. Narasingh)
Judge

Santoshi

Signature Not Verified
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Signed by: SANTOSHI LENKA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 30-Oct-2026 17:09:55