IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.8094 of 2026
CNR No. ODHC010585592026

Ajit Munda **.....** ***Petitioner***

Represented by Adv. - Akshaya Kumar Sahoo

-versus-

STATE OF ODISHA **.....** ***Opposite Party***

Represented by Adv. – U.C. Jena, ASC

CORAM:
MR. JUSTICE ADITYA KUMAR MOHAPATRA
ORDER
05.11.2026

Order No.

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

2. Heard learned counsel appearing for the Petitioner and learned Additional Standing Counsel appearing for the State-Opposite Party. Perused the materials placed before this Court.

3. The present bail application under Section 483 of B.N.S.S. has been filed by the Petitioner for regular bail in connection with S.T. Case No.54 of 2026, arising out of Barkote P.S. Case No.156 of 2026, pending in the Court of learned Sessions Judge, Deogarh for alleged commission of offence punishable under Sections 64(2)(f)(m)/296/351(3) of BNS.

4. It is stated by the learned counsel for the Petitioner that the Petitioner is languishing in custody since 15.04.2026. He further contended that in the meantime, investigation has been concluded and final charge-sheet has been filed. Learned counsel for the Petitioner

further contended that the trial has commenced and that the victim has already been examined in the meantime. Learned counsel for the Petitioner further submitted that the victim as well as the Petitioner were in the love relationship and it is due to the misunderstanding between the two families that the Petitioner has been falsely implicated in the present case at the instance of the victim's family members. In course of hearing of this bail application, he filed a certified copy of the deposition of the victim. The same is taken on record. Copy thereof be served on the learned counsel for the State.

5. On perusal of the copy of the deposition of the victim which was recorded on 14.01.2026 as P.W.1 it appears that the victim in her cross-examination has categorically stated that she was not examined by the police. Moreover, in her cross-examination, she has admitted about her love relationship with the Petitioner and has expressed her desire to marry the Petitioner. The victim has gone on to depose that since her family was against the relationship of the victim and the Petitioner, under their compulsion, she has lodged this FIR against the accused-Petitioner. She has further stated that she does not want to proceed further in the present case and that she wants to marry the Petitioner. In view of such statement of the victim, learned counsel for the Petitioner contended that no case under the alleged sections is made out against the present Petitioner. Accordingly, learned counsel for the Petitioner submitted that the Petitioner be enlarged on bail on any terms and conditions as would be deemed just and proper by this Court.

6. Learned Additional Standing Counsel on the other hand objected to the release of the Petitioner on bail on the ground of gravity and seriousness of the allegation. He further submitted that in the meantime, the charge-sheet has been filed which establishes prima facie case against the Petitioner. He further submitted that in the meantime, the

trial is going on, therefore the release of the Petitioner at this juncture would cause delay in conclusion of the trial. He has further expressed his apprehension that in the event the Petitioner is released on bail there is every likelihood that he might tamper with the prosecution evidence or he may threaten or influence the prosecution witnesses which will affect the outcome of the trial adversely. On such ground, learned counsel for the State objected to the release the Petitioner on bail.

7. Having regard to the submissions made by learned counsels appearing for both Parties and on a careful examination of the nature and gravity of the allegation, further taking note of the deposition of the victim which has already been recorded and discussed in the preceding paragraph, this Court found that the victim has not deposed anything which would support to the case of the prosecution. In the aforesaid factual backdrop, this Court is inclined to release the Petitioner on bail subject to imposition of stringent conditions.

8. Hence, it is directed that the Petitioner be released on bail in the aforesaid case on furnishing a bail bond of Rs.50,000/- (Rupees Fifty thousand) with two solvent sureties each for the like amount to the satisfaction of the learned court in seisin over the matter. It is open for the Court in seisin over the matter to impose any other conditions as may be deemed just and proper. Violation of any of the conditions shall entail cancellation of the bail application.

9. The BLAPL is, accordingly, disposed of.

(A.K. Mohapatra)
Judge

Signature Not Verified
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Signed by: SISIR KUMAR SETHI
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 09-Nov-2026 19:22:02