IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.13438 of 2025

Sudam Garada … ***Petitioner***
Mr. G.Banji, Advocate

-versus-

State of Odisha and another … ***Opposite Parties***
Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY
ORDER(ORAL):09.04.2026

Order No.

03. 1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Doraguda PS Case No.91 of 2025 corresponding to TR Case No.36 of 2025 pending in the file of learned ADJ-cum-PO, Special Court under POCSO Act, Rayagada, for commission of offences punishable U/Ss. 137(2)/87/64(2)(m)/49 of B.N.S. and sec. 6 read with sec. 17 of POCSO Act, 2012, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her.

2. Heard, Mr. Ghanashyam Banji, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Additional Public Prosecutor in the matter and perused the record. None appears for the victim despite being duly informed as apprised by learned Addl. PP.

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 accusations sought to be brought against him and regard being had to the pre trial detention of the petitioner in custody since 20.09.2025 with submission of charge sheet in the meantime and taking into account the

statement of the victim in which she has not alleged against the petitioner for any sexual assault upon her and keeping in view the other circumstances on record in entirety including the inherent right of the accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merits admits the petitioner to bail, but subject to certain conditions.

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 in any way or any manner and he shall not visit to the house of the victim, &*
> *(ii) the petitioner shall not threaten, induce, influence or coerce any of the witnesses including the family members of the victim acquainted with the facts of the case so as to dissuade them from disclosing such facts before the Court.*

5. Accordingly, the BLAPL stands disposed of. The copy of the statement of the victim as submitted by the learned trial Court in sealed cover be returned back in the same manner.

Signature Not Verified
Digitally Signed
Signed by: KISHORE KUMAR SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 10-Apr-2026 11:59:32

(G. Satapathy)
Judge