



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.122 of 2026

Laxmi Narayan Mohanty

...

Petitioner

Mr. J.K. Khuntia, Advocate

-versus-

State of Odisha & Anr.

... ***Opposite Parties***

Mr. M.R. Patra, Addl. PP

Mr. S.R. Panda, Advocate (informant)

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL) 23.03.2026

Order No.
02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is a bail application U/S.483 of the BNSS by the petitioner for grant of bail in connection with Koraput Town PS Case No.239 of 2025 corresponding to GR(POCSO) Case No.81 of 2025 pending in the Court of learned Ad hoc Addl. District & Sessions Judge (FTSC), Jeypore, Koraput, for commission of offences punishable U/Ss.332/64/62/74/75/76/77/78/79 of BNS r/w Sec.12 of POCSO Act, on the main allegation of molesting and attempting to rape the victim belonging to ST community by trespassing into her house by taking advantage of her caste.
3. Heard, Mr. Jajati Keshari Khuntia, learned counsel for the petitioner; Mr. Sandeep Raj Panda, learned counsel for the informant and Mr. M.R. Patra, learned Additional Public Prosecutor in the matter and perused the record. The informant is present virtually and opposes the bail application of the petitioner.



4. 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 with recording of examination-in-chief of the victim as stated 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 and taking into account the fact that the bail should not be withheld as a pre-trial punishment and the offences alleged against the petitioner being not punishable with death or imprisonment for life, this Court without expressing any view on merits admits the petitioner to bail, but subject to certain conditions.

5. 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 with the following condition:-

- (i) the petitioner shall not contact the victim or visit her house or residence;*
- (ii) the petitioner shall not follow the victim or loiter in and around her at any place;*
- (iii) the petitioner shall not threaten/ influence/ induce/ coerce any of the witnesses including the informant and her family members acquainted with the facts of the case*



so as to dissuade them disclosing such facts before the Court;

*(iv) the petitioner in the course of trial shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with. **In case the Petitioner fails without sufficient cause to appear in the Court in accordance with the terms of the bail, the learned trial Court may proceed against the Petitioner for offence U/S.269 of BNS, 2023 in accordance with law.***

This Court, however, reserves liberty to the State and the informant to file appropriate application for cancellation of bail of the petitioner in case of violation of the above condition or a case for cancellation of bail is otherwise made out. In such event of application for cancellation of bail, the learned Court in seisin over the matter is at liberty to pass appropriate order in accordance with law without further reference to this Court.

6. Accordingly, the BLAPL stands disposed of.

7. 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

Jayakrushna