



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No. 2447 of 2026

CNR No. ODHC010122562026

Titu Das @ Tutu Das

...

Petitioner

Mr. J.K. Panda, Advocate

-versus-

State of Odisha and another

...

Opposite Parties

Mr. C. Mahanty, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL): 10.08.2026

Order No.

04.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Berhampur Town PS Case No.141 of 2025 corresponding to GR Case No.96 of 2025 pending in the file of learned Ad hoc Addl. District & Sessions Judge (FTSC) under POCSO Act, Berhampur, Ganjam for commission of offences punishable U/Ss. 137(2)/ 87/ 64(2)(m) of BNS r/w Sec. 6 of the POCSO Act and Sec. 9 of the Prohibition of Child Marriage Act, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her by marrying in a temple.

2. Heard, Mr. Jugala Kishore Panda, learned counsel for the petitioner and Mr. C. Mahanty, learned Additional Public Prosecutor in the matter and perused the record. None appears for the victim despite being duly intimated 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 accusation sought to be brought against him and regard being had to the pre trial detention of the Petitioner in custody since



03.07.2025 with examination of the victim in the meantime and thereby, there being little apprehension of tampering of evidence of material witness like victim, who has not substantially testified against the petitioner and taking into account the other circumstances on record in entirety including the inherent right of the accused-Petitioner to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merit admits the petitioner to bail.

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.

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: 10-Aug-2026 20:08:32

