



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.3248 of 2025

Gopal Nahak

....

Petitioner

Mr. B. R. Mohapatra, Advocate

-versus-

State of Odisha

....

Opposite Party

Mr. S. N. Das, ASC

CORAM: JUSTICE V. NARASINGH

ORDER

21.07.2025

Order
No.

04.

1. It is submitted by the learned counsel for the Petitioner that inadvertently while describing the offences as alleged 74 of BNS has been mentioned since the Petitioner has not been implicated in terms of the said offence, the same be deleted.

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

3. The Petitioner is seeking pre-arrest bail in connection with G.R. Case No.05 of 2025 pending on the file of learned Addl. Sessions Judge - Cum - Special Judge (POCSO), Khallikote, arising out of Khallikote P.S. Case No.30 of 2025 for commission of offences punishable under Sections 126(2), 296 and 351(3) BNS, 2023 and u/s 12 Protection of



Children from Sexual Offences Act (Amended), 2012, 2019.

4. Mr. A. Tripathy, learned counsel who appears on behalf of the Informant submits that though the informant has signed by filling of the Vakalatnama inadvertently the name of the Petitioner has been reflected therein.

5. Considering such submission, the Vakalatnama is treated to be of the Informant (Jyoshna Parida). Names of the Mr. Tripathy, learned counsel and the associates be reflected as counsel appearing for the Informant. Registry is requested to do the needful.

6. Learned counsel for the Petitioner submits that taking into account the nature of allegations, the Petitioner may be protected by pre-arrest bail.

7. Learned counsel for the State as well as Informant oppose the prayer for pre-arrest bail.

8. Taking into account the nature of allegations and the punishment prescribed, this Court directs that on surrendering within three weeks hence and moving for bail, the Petitioner shall be released on bail by the learned Court in seisin on such terms as deemed just and proper.

9. Additionally, it is directed that the Petitioner shall not in any way try to intimidate the victim and



her family and shall appear before the jurisdictional Police Station once a week till conclusion of the investigation. Certification of such appearance shall be submitted to the learned Court in seisin. Any violation shall entail cancellation in accordance with law.

10. It shall be open for the prosecution as well as Informant/Victim to seek variance of this order in the event there is any threat perception.

11. Before releasing the learned Court shall verify as to whether order of this Court has been assailed before the Apex Court and if so, the result thereof.

12. It is needless to state that the Petitioner shall cooperate with the ongoing investigation.

13. Accordingly, the ABLAPL stands disposed of.

(V. NARASINGH)
Judge

Jina

Signature Not Verified

Digitally Signed
Signed by: JINA DIGAL
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 22-Jul-2025 11:13:13

