



IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.2457 of 2026

Sanjit Biswas

.....

Petitioner

Represented by Adv. -
Rakesh Kumar Routray

-versus-

State Of Odisha

.....

Opposite Parties

Mr. S. Behera, AGA

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

05.05.2026

Order No.

01. 1. This matter is taken up through Hybrid mode.
2. 2. Heard learned counsel for the Petitioner as well as learned counsel for the State. Perused the application as well as documents annexed thereto.
3. 3. The present bail application under Section 483 of BNSS, has been filed by the Petitioner for regular bail relating to Chauliaganj P.S. Case No.257 of 2025, corresponding to S.T. Case No.315 of 2025, pending before the learned Ad.hoc-ADJ (FTSC-1), Cuttack, for alleged commission of offence punishable under Sections 318(2), 318(4), 69 of BNS.
4. 4. It is submitted by the learned counsel for the Petitioner that the Petitioner is in custody since 02.06.2025. He further contended



that in the meantime the investigation has been concluded and the final charge-sheet has been filed for alleged commission of offence punishable under Sections 318(2), 318(4), 69 of BNS. Accordingly, the trial has commenced and the deposition of the Victim has already been examined by the learned trial Court. A certified copy of the deposition of the Victim was filed in Court today the same is taken on record.

5. On perusal of the deposition of the Victim recorded by the learned trial Court, it appears that the Victim in her deposition has categorically stated that she came to know about the Petitioner through a matrimonial app. Accordingly, they both agreed to marry each other. She has further stated that initially the marriage they went to the notary public and prepared an agreement of marriage. She has further stated that on the pretext of marriage the Petitioner kept sexual relationship with her. The dispute between two arose when the Petitioner took money from the informant and did not return. When the informant asked about the money the Petitioner assaulted the mother of the informant. Thereafter, the present case has been registered at the instance of the Informant.

6. Learned counsel for the Petitioner further submitted that in the meantime the investigation has been concluded. Therefore, further custodial detention of the Petitioner may not be necessary. He further contended that the Petitioner belongs to the locality, therefore, there is no chance of his absconding. He further submitted that the Petitioner does not have any criminal antecedent. He further highlighted that though initially the FIR was lodged under Section 64 of the BNS, however, subsequently charge-sheet has filed under



Section 69 of the BNS. In such view of the matter, learned counsel for the Petitioner contended that the Petitioner is ready and willing to abide by any terms and conditions deemed fit and proper by this Court in the facts and circumstances of the case.

7. Learned counsel for the State on the other hand opposed the bail application of the Petitioner on the ground of gravity and seriousness of the allegation. He further submitted that the Victim who is an educated major lady has been exploited by the Petitioner. He further submitted that although a promise was made by the Petitioner to marry the Informant-Victim, however, the Petitioner did not deliberately marry the informant. On the other hand the Petitioner exploited the informant and took money from her which was never returned. On such ground, he submitted that the bail application of the Petitioner be rejected at this juncture.

8. On a careful analysis of the deposition of the Victim, this Court prima facie found that the Victim in her cross-examination has stated that they both decided to marry each other. Thereafter, the deed of agreement was prepared. In any event, this Court restrains itself from going into the merits of the matter. Taking into consideration the gravity and seriousness of the allegation, further keeping in view the period of detention of the Petitioner in jail custody and the fact that in the meantime the trial has commenced and the deposition of the Victim has already been recorded, this Court is inclined to release the Petitioner on bail subject to the Petitioner furnishing 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. The



release of the Petitioner shall also be subject to such other terms and conditions as is deemed just and proper by the court in seisin over the matter. Violation of any of the terms and conditions shall entail cancellation of bail.

9. Accordingly, the BLAPL stands disposed of.

Issue urgent certified copy as per Rules.

(Aditya Kumar Mohapatra)
Judge

S.K. Rout