



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.3303 of 2026

Rup Haldar @ Rupa Haldar @ ... Petitioner
Rup Kumar Haldar

Mr. D.K. Panda, Advocate

-versus-

State of Orissa & Another ... Opposite Parties

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL)24.06.2026

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 BNSS by the petitioner for grant of bail in connection with Malkangiri PS Case No.0290 of 2025 corresponding to GR Special Case No.71 of 2025 pending in the file of learned Addl. Sessions Judge,-cum-Special Judge, Malkangiri for commission of offences punishable U/Ss. 137(2)/87/64(2(m))/81 of BNS r/w Sec.6 of POCSO Act, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her.

3. Heard, Mr. Deepak Kumar Panda, learned counsel for the petitioner; Mr. S.C. Pradhan, learned Additional Public Prosecutor and the mother of the victim appearing virtually in the matter and perused the record.

It needs to be stated here that the mother of the victim opposes the bail application of the petitioner tooth and nail by submitting inter alia that the petitioner would harass the victim in the event of his enlargement on bail.

4. After having considered the rival submissions upon perusal of record, there appears allegation against the petitioner for committing rape and aggravated penetrative



sexual assault upon the victim, however, the petitioner is aged about 22 years and the victim is aged about 17 years at the relevant time of occurrence, however, the mother of the victim has expressed apprehension about harassment by the petitioner, but such apprehension can be curbed by imposing appropriate condition. In the aforesaid facts and circumstances 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 with submission of charge-sheet and taking into account the other circumstances on record in entirety including the statement of the victim and keeping in view inherent right of the accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merit 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 by it with following conditions:-

- (i) the petitioner shall not contact the victim or visit her house or village;*
- (ii) 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.*



(iii) the petitioner shall appear before the IIC of the concerned local Police Station once in a fortnight preferably on a Sunday in each month in between 10 A.M. to 12 Noon for six (06) months from the actual date of release from the custody.

The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

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

Signature Not Verified

Digitally Signed
Signed by: JAYAKRUSHNA DASH
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 24-Jun-2026 17:15:58

