



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.3325 of 2026

Biju @ Bijaya Bernal

...

Petitioner

Mr. A.K. Sahoo, Advocate

-versus-

State of Odisha & another

...

Opposite Parties

Mr. P. Satpathy, Addl. PP

CORAM: JUSTICE G. SATAPATHY

Order No.

ORDER(ORAL) : 29.06.2026

03.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Binikia P.S. Case No. 258 of 2025 corresponding to Special G.R. Case No. 32 of 2025 pending in the file of learned Addl. Sessions-cum-Special Court (POCSO), Sonapur, for commission of offences punishable U/Ss. 137(2)/64(2)(m) of BNS r/w. Section 6 of the POCSO Act, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her.

2. Heard, Mr. Akshaya Kumar Sahoo, learned counsel for the petitioner and Mr. P. Satpathy, learned Addl. PP in the matter and perused the record, but none appears for the victim despite being duly informed as apprised by the learned counsel for the State.

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 accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 18.12.2025 with submission of charge



sheet in the meantime and taking into account the other circumstances on record in entirety including the statement of the victim and the age of the petitioner and the victim, and keeping in view 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 with following condition:-

(i) the petitioner shall not contact the victim in any way or in any manner and he shall not visit to the house or street of the victim till disposal of the case and

(ii) the petitioner shall not threaten, induce, influence or coerce any of the witnesses including the family members of the victim acquainted with the facts of the case so as to dissuade them from disclosing such facts before the Court.

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