



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.4043 of 2026

Lokanath Kimbaka

Petitioner

Mr. S.K. Nayak, Advocate

-versus-

State of Odisha and another ...

Opposite Parties

Mr. S.C. Pradhan, Addl. PP

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):29.06.2026

Order No.

02.

1. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Gudari PS Case No.129 of 2025 corresponding to TR Case No.70 of 2025 pending in the file of learned Additional District and Sessions Judge-Cum-PO, Special Court under POCSO Act, Rayagada, for commission of offences punishable U/Ss.64(2)(m)/351(3)/88/115(2)/296 of BNS r/w Section 6 of POCSO Act, on the main allegation of committing rape and aggravated penetrative sexual assault upon the victim.

2. Heard, Mr. Suchit Kumar Nayak, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Additional Public Prosecutor in the matter and perused the record. None appears for the victim, but it is informed by the learned State Counsel that the father of the victim has refused to receive the notice issued against him and, thereby, the victim is deemed to have been informed.

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 15.11.2025 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 keeping in view the inherent right of the accused to be presumed innocent until proven guilty at the trial, this Court without expressing any view on merits 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 conditions:-

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

(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 &

(iii) the petitioner shall not follow the victim or loiter in or around her at any place in any manner.

5. Accordingly, the BLAPL stands disposed of. 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.

Signature Not Verified

Digitally Signed
Signed by: SUBHASHMITA DAS
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 29-Jun-2026 19:48:41



(G. Satapathy)
Judge