



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.8953 of 2025

Madhuram Nayak

...

Petitioner

Mr. S.R. Mulia, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. S.C. Pradhan, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
25.02.2026

Order No.
03.

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 Rayagada PS Case No.321 of 2024 corresponding to TR Case No.32 of 2024 pending in the file of learned Additional District & Sessions Judge-Cum-PO Special Court under POCSO Act, Rayagada, for commission of offences punishable U/Ss.78(2)/75(2)/126(2)/351(2) of BNS r/w Section 12 of POCSO Act, on the main allegation of sexually harassing the victim and attempting to her life by showing knife.
3. Heard, Mr. Satya Ranjan Mulia, 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 informant/victim despite being duly informed as apprised by learned Addl. PP.



4. 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 02.05.2025 with submission of charge-sheet in the meantime and all the offences being not punishable beyond five years and taking into account the other circumstances on record in entirety including 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, 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 two solvent sureties each 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 any manner and he shall not visit to the house or street 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 the victim at any place in any manner,

(iv) the petitioner shall report attendance before the jurisdictional Police Station once in a fortnight preferably on a Sunday in each month in between 10 A.M. to 12 Noon for three(03) months from the actual date of release from the custody.

6. The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated. This Court, however, reserves the liberty to the informant/victim and the State to file appropriate application for cancellation of bail, if any of the conditions are violated or a case for cancellation of bail is otherwise made out. It is made clear that in such event for being approached for cancellation of bail, the learned trial Court would be at liberty to pass appropriate order in accordance with law without further reference to this Court.

7. 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.

(G. Satapathy)
Judge

Subhasmita