



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.9513 of 2025

Siba Sankar Senapati ... ***Petitioner***

Mr. S. Mishra, Advocate

-versus-

State of Odisha and another ... ***Opposite Parties***

Mr. R.B. Mishra, Addl. PP

Mr. S.K. Baral, Advocate(Informant)

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
23.02.2026

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 the BNSS by the petitioner for grant of bail in connection with Tikabali PS Case No. 132 of 2024 corresponding to CT Case No. 60 of 2024 pending in the Court of learned Addl. District & Sessions Judge-cum-Special Judge (POCSO) Act, Phulbani for commission of offences punishable U/Ss.74/75/79/127(2)/351(2) of BNS r/w Sections 4/6 of the POCSO Act and Sections 3(1)(r)(s)/3(2)(va) of the SC & ST (PoA) Act, on the main allegation of kidnapping the victim and committing rape and aggravated penetrative sexual assault upon her by taking advantage of her Caste.
3. In the course of hearing, Mr. Sitikant Mishra, learned counsel for the Petitioner submits that the mother of the victim is the Sarpanch, whereas the



father of the victim is a lawyer and they by influencing the Police has lodged this case and the Petitioner is in custody for around 1 and ½ years and thereby, when the victim has already been examined, there is no point in keeping the Petitioner in confinement. On the aforesaid submission, Mr. Mishra prays to grant bail to the Petitioner.

3.1. On the other hand, Mr. R.B. Mishra, learned Addl. PP by placing the evidence of the victim submits that the Petitioner does not deserve to be released on bail and he accordingly, prays to reject the bail application of the Petitioner. More or less is the submission of Mr. Susanta Kumar Baral, learned counsel for the Informant who by taking this Court through the statement of the victim and evidence tendered by her, prays to reject the bail application of the Petitioner.

4. After having considered the rival submissions and taking into consideration the nature and gravity of the offences as alleged against the petitioner vis-a-vis the allegation sought to be brought against him and regard being had to the materials placed on record by keeping in view the evidence of the victim and taking into account the other circumstances on record in entirety and there being material to indicate about the victim to be aged about less than 18 years, whereas the accused-petitioner to be an adult person, this Court is not inclined to grant bail to the Petitioner.



Hence, the bail application of the petitioner stands rejected. Accordingly, the BLAPL stands disposed of. A soft copy of this order be immediately transmitted to the learned trial Court.

(G. Satapathy)
Judge

Priyajit