



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.1021 of 2024

Babu@Basanta@Hemanta Swain ***Appellant***

Mr.A.Patanaik, Advocate

-versus-

State of Odisha ***Respondent***

Mr.G.Tripathy, Addl.PP

Mr.H.V.B.R.Krishnamma Dora, Advocate for the Victim

CORAM:
SHRI JUSTICE B. P. ROUTRAY

ORDER
8.7.2025

Order No.

3.

I.A.No.2222 of 2024

1. There shall be stay realization of fine amount till disposal of the appeal.
2. The I.A. is disposed of.

I.A.No.2221 2024

3. Heard Mr.Pattnaik, learned counsel for the Appellant and Mr.Tripathy, learned Additional Public Prosecutor for the State as well as Mr.Dora, learned counsel for the informant/victim.
4. The Appellant, who has been convicted for commission of offence under Section 376(AB) of the IPC read with Section 6 of the POCSO Act by the learned Ad hoc Addl. District and Sessions Judge (First Track Special Court under POCSO Act-01), Cuttack, in Special G.R.Case No.162/2021 arising out of Tangi P.S.Case No.239/2021 and sentenced to undergo R.I. for a period of twenty years along with fine, in judgment dated 30.8.2024, has prayed to release him on bail pending appeal.



5. It is submitted on behalf of the Appellant that the prosecution case is not supported by medical evidence.

6. Upon hearing the parties and taking note of the evidence of the victim (P.W.1), P.W.18 and other witnesses and age of the victim on the date of occurrence, I am not inclined to release the Appellant on bail at this stage. Accordingly, the prayer for bail is rejected.

7. The I.A. is disposed of.

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8. List the appeal in the last week of November 2025 for hearing.

(B.P. Routray)
Judge

C.R.Biswal