



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.1099 of 2023

Pratap Prusty @ Dhalia

.....

Appellant

Represented By Adv. -
Mr. Chitta Ranjan Sahu

-versus-

State Of Odisha

.....

Respondent

Represented By Adv. –
B.K. Sahu, A.G.A.

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

19.08.2025

Order No.

12.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Perused the prisoner's petition at Flag 'E' in which prayer has been made by the appellant for release him on bail on the ground of ailment of his mother.
3. Heard learned counsel for the appellant as well as the learned counsel for the State.
4. Learned counsel for the appellant at the outset contended that the appellant having been convicted, vide judgment dated 02.09.2023 in Special Case No.378/77 of 2022-2020 by the learned Addl. District & Sessions Judge-cum-Special Judge under POCSO Act, Keonjhar, has preferred this appeal. Learned counsel for the appellant further submitted that the appellant is languishing in custody since 04.10.2020 and he has been sentenced to undergo R.I. for 20 years. He further submitted that



during the pendency of the present appeal, the appellant was earlier released on interim bail and he had never misused the liberty so granted and has surrendered in due time.

5. A report was called for from the I.I.C. of the concerned police station with regard to the health condition of the mother of the appellant. The I.I.C., Bolani P.S. has submitted a report vide letter dated 01.05.2025 which reveals that the mother of the appellant is sick and she is undergoing treatment.

6. Taking into consideration the aforesaid facts, this Court is inclined to release the Appellant-Petitioner on interim bail in Special Case No.378/77 of 2022-2020 arising out of Bolani P.S. Case No.39 of dtd.03.10.2020 passed by the Court of the learned Addl. District & Sessions Judge-cum-Special Judge under POCSO Act, Keonjhar for a period of two weeks from the date of his release. Such, interim bail period shall be counted from the date of release of the appellant from jail custody. However, it is made clear that such release shall be subject to such other terms and conditions as would be fixed by the trial court. Further, it is directed that the appellant-petitioner shall not misuse the liberty. Violation of any of the conditions shall entail cancellation of the interim bail application.

7. On expiry of the interim bail period, the Appellant-Petitioner shall surrender immediately before the court below, failing which, it is open to the court below to take coercive action against the Appellant-Petitioner to ensure that the Appellant-Petitioner is taken back into custody. Surrender certificate of the Appellant-Petitioner be produced before this



Court.

CRLA No.1099 of 2023

8. List this matter in the week commencing 22.09.2025.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR SAHOO
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 20-Aug-2025 14:14:33

