



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.11515 of 2024

Manas Prusty @ Manas Ranjan ... ***Petitioner***
Prusty

Mr. B.K. Ragada, Advocate
appearing on behalf of
Mr. B. Pasayat, Advocate

-versus-

State of Odisha ***... Opposite Party***
Mr. A.K. Apat, Addl. PP

CORAM:
JUSTICE G. SATAPATHY
ORDER(ORAL)
16.04.2025

Order No.
06.

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 Jajpur Sadar PS Case No.255 of 2024 arising out of CT Special Case No. 132 of 2024 pending in the Court of learned Addl. District Judge-cum-Special Court under POCSO Act, Jajpur for commission of offences punishable U/Ss. 354(A)/506 of IPC r/w Section 12 of POCSO Act & Sec. 67 of IT Act, on the main allegation of outraging the modesty of the victim-girl as well as sexually assaulting her by getting her inappropriate photograph viral.
3. Heard, Mr. Bijaya Kumar Ragada, learned counsel appearing on behalf of Mr. Biswajit Pasayat, learned counsel for the petitioner and Mr. A.K. Apat, learned Additional Public Prosecutor in the matter and perused the record. None appears for the informant despite having entered appearance through a counsel.



4. After having considered the rival submissions and taking into consideration the nature and gravity of the offence as alleged against the petitioner vis-a-vis the accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 06.11.2024 with submission of charge sheet in the meanwhile and taking into account the other circumstances on record in entirety including statement of the victim and following the well recognized principle "*bail is the rule, but jail is the exception*", this Court without expressing any view on merits, admits the petitioner to bail.

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.50,000/- (Rupees Fifty 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 commit any offence while on bail,

*(ii) the petitioner in the course of trial shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with. **In case the Petitioner fails without sufficient cause to appear in the Court in accordance with the terms of the bail, the learned trial Court may proceed against the Petitioner for offence U/S.269 of BNS,2023 in accordance with law,***



(iii) the petitioner shall not leave the territorial jurisdiction of the trial Court without prior permission till disposal of the case by intimating his present address of stay to the concerned Court,

(iv) the petitioner shall not visit either to the house of the victim or her village till disposal of the case and

(v) 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.

The I.I.C. of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

It is clarified that the Court in seisin of the case will be at liberty to cancel the bail of the petitioner without further reference to this Court, if any of the above conditions are violated or a case for cancellation of bail is otherwise made out. In the wake of aforesaid, the subsequent involvement of the petitioner in future for similar/grave offences on prima facie accusations may be treated as a ground for cancellation of bail in this case.

6. Accordingly, the BLAPL stands disposed of.

7. Issue urgent certified copy of the order as per Rules.

**(G. Satapathy)
Judge**