



IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.13966 of 2025

Akshaya Barik@Akhaya Ku Barik **Petitioner**

Ms. Sonali Prusty, Advocate

-Versus-

State of Odisha & another **Opposite Parties**
Mr. S. Panda, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

25.02.2026

Order No.

05.

1. Heard learned counsel for the respective parties.
2. Instant petition has been filed under Section 482 BNSS by the petitioner seeking pre-arrest bail in connection with Kuakhia P.S. Case No.429 of 2025 corresponding to Spl. C.T. Case No.160 of 2025 pending in the court of learned Additional Sessions Judge-cum-Special Judge (POCSO), Jajpur on the grounds stated.
3. Perused the FIR as at Annexure-1. The case diary and other relevant papers are produced by learned counsel for the State today including the victim's statement recorded under Section 183 BNSS before a Magistrate. The alleged incident has been narrated by the victim in her above statement. The petitioner alleged to have committed the mischief against the mother of the victim as well and used foul language during the incident. A case under Section 12 of the POCSO Act is registered but the Court finds that there has been no any sexual harassment committed against the victim, who is aged about 16 years and known to the petitioner for quite some time. Considering the above facts and submissions of learned counsel



for the respective parties and since the petitioner is a young boy aged about 21 years, this Court though not inclined to grant him pre-arrest bail but is of the view that he should surrender before the learned court below for being released with stringent conditions.

4. Accordingly, it is ordered.

5. In the result, the ABLAPL petition stands disposed of with a direction to the petitioner to surrender before learned Additional Sessions Judge-cum-Special Judge (POCSO), Jajpur within a fortnight from today and in the event, he surrenders in compliance thereof, shall be released on bail in connection with Spl. C.T. Case No.160 of 2025 on furnishing a bail bond of Rs.30,000/- (rupees thirty thousand) with one solvent surety for the like amount to the satisfaction of the court below, which shall be at liberty to impose such other suitable conditions as deemed just and proper in the facts and circumstances of the case besides the following, such as, he shall not commit any further mischief involving the victim and her family members; not to harass the victim either as she is a college going student; shall stay away from the victim and her family and not to commit any such similar mischief in any manner, whatsoever, while on bail and to submit an undertaking in that regard and report the I.O. at least once in a fortnight and to continue to do so at least for a period of three months or till the investigation is concluded, whichever is earlier.

6. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge