



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**ABLAPL No.57 of 2026**

**Pradeep@Pradip Behera**

....

**Petitioner**

Mr. P.K. Samal, Advocate

**-Versus-**

**State of Odisha & another**

....

**Opposite Parties**

Mr. S. Panda, ASC

**CORAM:**

**MR. JUSTICE R.K. PATTANAIAK**

**ORDER**

**25.02.2026**

**Order No.**

03.

1. Heard learned counsel for the respective parties.
2. Perused the FIR as at Annexure-1. The case diary is produced with other relevant documents including the statement of the victim recorded before the Magistrate under Section 164 Cr.P.C. The submission of learned counsel for the petitioner is that the present accused was in a relationship with the victim and therefore, the allegation of rape is false. The statement of the victim recorded under Section 164 Cr.P.C speaks otherwise as she has alleged rape against the petitioner. By the time of the alleged incident, the victim was a minor aged about 15 years. A case under Section 370(2) of the I.P.C has been registered. The petitioner had earlier approached this Court in the year, 2016 but pre-arrest bail was denied. Considering the above facts and submissions of learned counsel for the petitioner and State, this Court is not inclined to grant the relief sought for but is of the view that the petitioner should surrender before the learned court below for inquiry and trial with an application for bail moved by him for orders on merit.



3. Accordingly, the ABLAPL is disposed of with the direction as aforesaid.
4. Issue urgent certified copy of this order as per rules.

**(R.K. Pattanaik)**  
**Judge**

Balaram