



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No.13613 of 2025

Nishit Behera

...

Petitioner

Mr. A.K. Budhia, Advocate

-versus-

State of Orissa & Another

...

Opposite Parties

Mr. S.C. Pradhan, Addl. PP

None (informant)

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
24.02.2026

Order No.

03.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is a bail application U/S.483 of BNSS by the petitioner for grant of bail in connection with Biramitrapur PS Case No.386 of 2025 corresponding to GR Case No.107 of 2025 pending in the file of learned Ad-Hoc Addl. District & Sessions Judge, (FTSC)(POCSO) for commission of offences punishable U/Ss.417/376/376(2)(n) of the IPC r/w Sec.6 of the POCSO Act, on the main allegation of committing rape and aggravated penetrative sexual assault upon the victim by deceiving her.
3. Heard, Mr. Arun Kumar Budhia, learned counsel for the petitioner and Mr. S.C. Pradhan, learned Additional Public Prosecutor in the matter and perused the record. None appears for the victim despite having entered appearance through a counsel.
4. After having considered the rival submissions and taking into consideration the nature and gravity of



the offences as alleged against the petitioner vis-à-vis the accusations sought to be brought against him and regard being had to the pre-trial detention of the petitioner in custody since 19.08.2025 with submission of charge-sheet in the meantime and taking into account the other circumstances on record in entirety including the statement of the victim and keeping in view the inherent right of the accused to be presumed innocent until proven guilty at the trial and last but not the least, considering the age of the petitioner to be 19years, this Court without expressing any view on merit 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.25,000/- (Rupees Twenty Five Thousand) only with one solvent surety 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.

6. Accordingly, the BLAPL stands disposed of.

7. Issue urgent certified copy of the order as per Rules. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(G. Satapathy)
Judge