



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.123 of 2025

***Rabindra Behera @
Rabindra Kumar Behera
@ Hadia***

***..... Appellant/
Petitioner***

*Mr. Rajendra Narayan Rout,
Advocate*

-versus-

State of Odisha

***..... Respondent/
Opp. Party***

*Mr. Jateswar Nayak,
Addl. Govt. Advocate*

CORAM:

**THE HON'BLE MR. JUSTICE S.K. SAHOO
THE HON'BLE MISS JUSTICE SAVITRI RATHO**

ORDER

29.01.2025

Order No.

I.A. No.170 of 2025

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

This is an application under section 5 of Limitation Act for condonation of delay.

The Stamp Reporter has pointed out that there is a delay of four thousand four hundred twenty two days in preferring the appeal.

Learned counsel for the State seeks time to file objection to this interim application.



List this matter in the week commencing from 17.02.2025.

Objection, if any, be filed in the meantime giving copy thereof to the learned counsel for the appellant.

(S.K. Sahoo)
Judge

(Savitri Ratho)
Judge

CRLA No.123 of 2025

02. The Jail Superintendent, Circle Jail, Berhampur shall submit a report as to whether any appeal has been preferred from jail by the appellant Rabindra Behera @ Rabindra Kumar Behera @ Hadia challenging the impugned judgment and order of conviction dated 29.09.2012 passed by the learned Ad-hoc Addl. Sessions Judge (Fast Track), Chatrapur in Sessions Trial No.52 of 2008 or not.

The Office shall point out whether the appellant has earlier preferred any appeal/jail criminal appeal challenging the impugned judgment or not.

Let a report be called for from the learned trial Court by the Registrar (Judicial) of this Court as to whether the trial Court record in Sessions Trial No.52 of 2008 has been called for by this Court in connection



with any appeal/jail criminal appeal or not.

List this matter in the week commencing from 17.02.2025.

Instruction shall be obtained in the meantime.

A free copy of this order be handed over to the learned counsel for the State for compliance

(S.K. Sahoo)
Judge

(Savitri Ratho)
Judge

Sipun

Signature Not Verified

Digitally Signed
Signed by: SIPUN BEHERA
Designation: Senior Stenographer
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 30-Jan-2025 19:09:44

