



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No. 272 of 2026

Niranjan Panda **Appellant**

Mr. P.K. Pani, Advocate

-versus-

State of Odisha (Vigilance) **Respondent**

*Mr. Sanjay Kumar Das,
Standing Counsel (Vigilance)*

CORAM:

THE HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER
20.03.2026

Order No.

03.

(Through hybrid mode)

I.A. No.801 of 2026

1. Mr. P.K. Pani, learned counsel for the appellant submits that this appeal, challenging the judgment dated 02.03.2026 passed by the learned Special Judge (Vigilance), Dhenkanal in T.R. Case No.70 of 2017, has been admitted on 16.03.2026 and in I.A. No.708 of 2026 he has been directed to be released on bail on his appearance before the learned trial Court within a period of four weeks. He also submits that the appellant has retired from service and due to his conviction, he is not getting his retiral benefits and his pension has also been stopped. Hence, he is not in a position to deposit the fine



amount of Rs.50,000/-. He, therefore, prays that the realization of the fine amount may be stayed during pendency of the appeal.

2. Mr. S.K. Das, learned Standing Counsel (Vigilance) opposes the said submission relying on the decision of the Supreme Court in the case of *Satyendra Kumar Mehra v. State of Jharkhand*, reported in *AIR 2018 SC 1587* and in the case of *Central Bureau of Investigation v. Ashok Sirpal* passed in Criminal Appeal No.4277 of 2024. He submits that the Supreme Court has held that while suspending the sentence especially the sentence of fine, the Appellate Court can impose conditions and whether the order of suspension of sentence of fine is to be conditional or unconditional depends upon the facts of each case and the nature of the offence.

3. Hearing is concluded.

4. List this I.A. on 24.03.2026 for delivery of orders.

(Savitri Ratho)
Judge

RKS