



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.111 of 2002

1. Bharat Pradhan

2. Balabhadra Pradhan

3. Ashok Kumar Pradhan

....

Appellants

None

-versus-

State of Odisha

....

Respondent

*Mr. Aurobinda Mohanty,
Addl. Standing Counsel*

CORAM:

HON'BLE MR. JUSTICE S.K. SAHOO

HON'BLE MR. JUSTICE CHITTARANJAN DASH

ORDER

19.08.2025

Order No.

16.

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

Perused the report dated 04.08.2025 furnished by the Deputy Superintendent of Police in charge of Brahmagiri police station at Flag 'G' wherein it is indicated that the appellant no.1 Bharat Pradhan has been expired since fifteen years back.

Since none of the near relative of the appellant no.1 has filed any application seeking leave to continue the appeal within the prescribed period and as per the proviso mentioned under sub-rule (2) of section 394 of Cr.P.C. corresponding to section 435 of B.N.S.S., the appeal shall finally abate on the death of the appellant no.1.

The report further indicates that appellant no.2 Balabhadra Pradhan and appellant no.3 Ashok Kumar



Pradhan are alive.

In view of the said report, this CRLA survives so far as appellant no.2 Balabhadra Pradhan and appellant no.3 Ashok Kumar Pradhan are concerned.

List this matter on 26.08.2025 for hearing.

(S.K. Sahoo)
Judge

(Chittaranjan Dash)
Judge

Sipun/Rajesh