



IN THE HIGH COURT OF ORISSA AT CUTTACK

JCRLA No.118 of 2026

Siba Huika

....

Appellant

Represented By Adv.-

-versus-

State of Odisha

....

Respondent

Represented By Adv.-
Miss Suvalaxmi Devi, ASC

CORAM:

THE HON'BLE MR. JUSTICE MANASH RANJAN PATHAK

AND

THE HON'BLE MR. JUSTICE SASHIKANTA MISHRA

ORDER

22.06.2026

(Hybrid mode)

Order No.

- 01.**
- 1.** Heard Miss Suvalaxmi Devi, learned Additional Standing Counsel appearing for the respondent-State.
 - 2.** The appellant has preferred this criminal appeal from jail being aggrieved with the impugned judgment and order of conviction dated 18th May, 2023, passed by the learned Additional Sessions Judge, Koraput in C.T. Case No.36 of 2016, arising out of G.R. Case No.45 of 2016 corresponding to Narayanpatna P.S. Case No.09 dated 16.02.2016. By the said judgment, the appellant has been convicted under Section 302 of the Indian Penal Code and sentenced to undergo imprisonment for life with a fine of Rs.10,000/- (rupees ten thousand), in default, to further rigorous imprisonment for a period of six months for the offence under Section 302 of IPC.



- 3.** The Office note indicates that there is reported delay of 968 days in filing this jail criminal appeal.
- 4.** Since it is a case where the appellant preferred this appeal from jail and he has been sentenced to life imprisonment, we are inclined to condone the delay in filing the jail criminal appeal.
- 5.** Admit this appeal.
- 6.** Call for the scanned copy of the Trial Court Records of C.T. Case No.36 of 2016, arising out of G.R. Case No.45 of 2016 corresponding to Narayanpatna P.S. Case No.09 of 2016 from the Court of the learned Additional Sessions Judge, Koraput.
- 7.** Though there is no interim application filed by the appellant regarding stay of realization of fine imposed by the learned Additional Sessions Judge, Koraput in C.T. Case No.36 of 2016, but it is ordered that there shall be stay of realization of fine amount imposed on the appellant pursuant to the judgment and order dated 18th May, 2023 passed by the learned Additional Sessions Judge, Koraput in C.T. Case No.36 of 2016 till disposal of this jail criminal appeal.
- 8.** Ms. Kaberi Mohanty, learned Legal Aid Counsel, bearing Enrolment No.O-1038/2007, is hereby appointed as Advocate for the convict accused-appellant.
- 9.** Registry shall intimate the name of learned counsel engaged on behalf of the convict appellant, namely, Ms. Kaberi Mohanty along with her telephone number to the Senior Superintendent, Circle Jail, Koraput (W.S.) so as to



communicate the same to the appellant, who is in Circle Jail, Koraput.

10. Let a copy of the prisoner's petition as well as copy of the impugned judgment be provided to the learned Legal Aid Counsel for the appellant as well as the learned counsel for the State.

11. Learned Counsel for the State shall apprise the Court on the next date of listing regarding the criminal antecedents of the convict-appellant as well as his conduct in jail.

12. By the next date of listing, learned counsel for the State shall also obtain the scanned copy of the relevant Case Diary as well as the Custody Certificate of the appellant.

13. Name of Ms. Kaberi Mohanty, learned Legal-Aid Counsel for the appellant shall be reflected in the cause list as well as the case brief.

14. List this matter in usual course.

(Manash Ranjan Pathak)
Judge

(Sashikanta Mishra)
Judge

Rabindra