



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No. 1717 of 2025

Rabindra Kumar Swain

.....

Petitioner

Mr. Niranjana Panda, Advocate

-versus-

Manindra Nath Jena

.....

Opp. Party

CORAM:

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

15.05.2025

Order No.

01.

(Through hybrid Mode)

1. This application under Section 528 of BNSS has been filed challenging the order dated 19.04.2025 passed in Criminal Appeal No. 23 of 2025 by the learned Additional District and Sessions Judge, Jajpur Road where while admitting the appeal of the petitioner, a direction had been issued to deposit Rs.90,00,000/- towards compensation.

2. Mr. N. Panda, learned counsel for the petitioner submits that the learned appellate court had directed for deposit of Rs.9,00,000/- and the mention of Rs.90,00,000/- in the prayer is on the account of typographical error. He further submits that the petitioner is not in a position to deposit the said amount.

3. Mr. Panda, learned counsel for the petitioner submits that a settlement can be arrived at if the opposite party-complainant has appeared in the case but the order has been passed by the learned



appellate court while admitting the appeal before the complainant had appeared in the case.

4. Issue notice to the opposite party-complainant on the question of admission indicating therein that the CRLMC shall be disposed of at the stage of admission.

5. Requisites for issuance of notice to the opposite party through Registered Post/Speed Post with A.D shall be filed within three working days. The notice shall be made returnable within four weeks.

6. List this case on 14.07.2025.

(Savitri Ratho)
Judge

puspa

Signature Not Verified

Digitally Signed
Signed by: PUSPANJALI MOHAPATRA
Reason: Authentication
Location: Orissa High Court
Date: 16-May-2025 10:14:01

