



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.536 of 2024

Banka @ Sonia Naik

...

Appellant

Mr. B.K. Das, Advocate

-versus-

State of Odisha

...

Respondent

Mr. K.K. Gaya, ASC

**CORAM:
JUSTICE G. SATAPATHY**

ORDER(ORAL)

20.08.2024

I.A. No.1318 of 2024

Order No.

02.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application U/s.5 of the Indian Limitation Act for condonation of delay of 468 days in preferring the appeal.
3. Heard, Mr. Basanta Kumar Das, learned counsel for the appellant and Mr. K.K. Gaya, learned ASC in the matter and perused the record. None appears for the victim despite being duly informed as submitted by Mr. K.K. Gaya, learned ASC.
4. It appears from the record that the appellant has filed the appeal with a delay of 468 days, but he being in custody is also considered to be a person to be prevented by sufficient cause for filing the appeal memo in time.
4. In the aforesaid backdrop and after having considered the rival submissions and on going



through averments taken in the I.A., the prayer for condoning the delay stands allowed. Accordingly, the delay of 468 days in preferring the appeal is, hereby, condoned.

5. The I.A. stands disposed of.

(G. Satapathy)
Judge

CRLA No. 536 of 2024

- 03.**
1. Heard, Mr. Basanta Kumar Das, learned counsel for the appellant and Mr. K.K. Gaya, learned ASC in the matter and perused the record. None appears for the victim despite being duly informed as submitted by Mr. K.K. Gaya, learned ASC.
 2. Admit.
 3. Call for the digitized copy of the LCR/TCR by next date.
 4. List this matter on 29th October, 2024.

(G. Satapathy)
Judge

I.A. No.1319 of 2024

- 04.**
1. Heard, Mr. Basanta Kumar Das, learned counsel for the appellant and Mr. K.K. Gaya, learned ASC in the matter and perused the record. None appears for the victim despite being duly informed as submitted by Mr. K.K. Gaya, learned ASC.



2. Realization of fine under the impugned judgement in C.T. Case No.118 of 2017 of the Court of learned Addl. District and Sessions Judge-cum-Presiding Officer, Special Court under POCSO Act, Mayurbhanj, Baripada shall remain stayed till disposal of the appeal.

3. The I.A. is, accordingly, disposed of.

(G. Satapathy)
Judge

I.A. No.1320 of 2024

05.

1. This is an application U/s.389 of the CrPC for grant of bail pending disposal of the appeal. The aforesaid application would be taken up after receipt of the soft copy LCR/TCR.

2. Mr. K.K. Gaya, learned ASC is, accordingly, requested to inform the victim about the date of hearing of the bail application.

3. List this matter on 29th October, 2024.

(G. Satapathy)
Judge

S. Sasmal