



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.1209 of 2025

State of Odisha and others **Appellants**
Mr. S.B. Panda, AGA

-Versus-

Bansidhar Sahoo and another **Respondents**
Mr. M.K. Khuntia, Advocate for R/1

CORAM:

JUSTICE DIXIT KRISHNA SHRIPAD
JUSTICE CHITTARANJAN DASH

Order No.
03.

ORDER
28.01.2026
I.A. No.3168 of 2025

This appeal by the State-Appellants is filed after brooking a long delay of 823 days. An application in I.A. 3168 of 2025 coupled with affidavit has also been filed seeking its condonation.

2. Learned AGA vehemently submits that there are arguable points in the main matter and that delay has been plausibly explained and therefore, the same be condoned. He also highlights what would happen to the State interest, if delay is not condoned. Very fairly, he adds that delay application be favoured on some reasonable conditions.

3. Learned counsel appearing for the Respondent No.1 although initially opposed the application for condonation of delay, now, insists that some heavy costs be directed to be paid to his client, if at all delay is to be condoned.



4. Having heard learned counsel for the Parties and having perused the appeal papers, we are broadly in agreement with the submission made on behalf of the State-Appellants and therefore, the subject application is favoured. Delay of 823 days is condoned, subject to the condition that the Appellant No.1 shall pay a sum of Rs.16,460/- (Rupees Sixteen Thousand Four Hundred Sixty) only to the learned counsel appearing on behalf of the Respondent No.1 on or before 10th February, 2026, failing which application stands dismissed and as a consequence, appeal as well.

I.A. is thus disposed off.

(Dixit Krishna Shripad)
Judge

(Chittaranjan Dash)
Judge