



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.20135 of 2025

Victim/informant

.....

Petitioner

Represented By Adv. -
Rakesh Kumar
Routray

-versus-

1) State Of Odisha

.....

Opposite Parties

2) District Legal Service Authority,
Cuttack

Represented By Adv. –
Mr. J.K.Bal, A.G.A.

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

Order No.

23.07.2025

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Government Advocate for the State-Opposite Parties. Perused the writ application as well as documents annexed thereto.
3. The Petitioner has filed the present writ application with the following prayer:

“It is, therefore, prayed that this Hon'ble Court may graciously be pleased to admit this Writ application, issue notice to the opposite parties, call for the relevant records and after hearing the counsel for the parties, the Opp. Party No.2 may directed to allow the compensation to the petitioner (victim/informant) under Odisha Victim Compensation Scheme ,2017 with regard to the compensation petition and further the opposite parties be commanded to sanction the compensation to the victim/informant petitioner within a stipulated period in the interest of justice. And further be pleased to pass any other order/order(s), direction/direction(s) as would be deemed fit and proper.”



4. Learned counsel for the petitioner at the outset contended that the petitioner happens to be a victim in Cantonment P.S. Case No.159 dated 16.09.2023 registered for commission of offence under Section 506/376(2)(n)/323 read with 67(a), 67(E) of I.T. Amendment Act, 2008. However, she has not been paid the victim compensation as is due and admissible to the victim. Learned counsel for the petitioner further contended that as per the victim compensation scheme of the Govt. of Odisha the petitioner-victim is entitled to a compensation amount.

5. On perusal of the materials on record it appears that it is not disputed that the petitioner is the victim in the abovenoted criminal case. On a careful analysis of the factual background of the present case, this Court is shocked to learn about the fact that despite expiry of more than two years in the meantime the victim has not been paid her compensation. A duty is cast upon the District Legal Service Authority to identify the victim and to pay the compensation amount to the victim. It is very unfortunate that such victims are forced to approach this Court for grant of compensation.

5. Learned Additional Government Advocate on the other hand contended that it is the responsibility of the District Legal Services Authority to identify such victim and pay the compensation. As the compensation money has already been provided by the State Government for payment of such compensation amount to the victim on being duly identified.

6. Having heard the learned counsels appearing for the parties, on a careful examination of the background facts, further taking into consideration the gravity and seriousness of allegation the D.L.S.A., Cuttack is directed to made every possible steps to ensure that the



victim compensation amount is paid to the victim-petitioner as expeditiously as possible within a period of two weeks from the date of communication of a certified copy of today's order. Such payment shall be made on the victim-petitioner being identified as per law. Compliance Report of today's order be sent to the Registry of this Court, which shall then be placed before this court on the administrative side.

7. A copy of the order be also communicated to the Member Secretary Odisha Legal Service Authority, who is hereby requested to take notice of the matter and take firm steps to ensure that the victim who is involved in such type of offence, is paid the compensation amount as expeditiously as possible. Necessary follow up action be taken at the level of the State legal Services Authority to ensure that no such victim is left out in the future and they are not compelled to approach this Court by filing a Writ Petition for payment of such compensation amount. Registry is directed to communicate the copy of today's order to the Member Secretary, Odisha Legal Service Authority, Cuttack.

8. With the aforesaid observations and directions, the Writ application stands disposed of.

9. Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)

Judge

Rubi

Signature Not Verified

Digitally Signed
Signed by: RUBI BEHERA
Reason: Authentication
Location: OHC
Date: 26-Jul-2025 13:34:46

