



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLA No.895 of 2025

***Kishore Chandra Jena and
another***

.....

Appellants

Represented By Adv. -
Subash Chandra
Tripathy

-versus-

State Of Odisha and another

.....

Respondents

Mr. Nayak, Standing
Counsel for OPID

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

ORDER
22.08.2025

Order No.

02. **I.A. No.2059 of 2025**

1. This matter is taken up through Hybrid mode.
2. This is an application for dispensing with the certified copy of order dated 20.05.2025 passed by the learned Designated Court under OPID Act under Annexure-A1.
3. Considering the prayer made in the I.A., filing of certified copy under Annexure-A1 is dispensed with for a period of eight Weeks.
4. Accordingly, the I.A. stands disposed of.

I.A. No.2061 of 2025

5. This is an application at the instance of the Appellants for condonation of delay of 39 days in presenting the appeal.



6. Heard learned counsel for the Appellants as well as learned counsel for OPID.

7. Mr. Tripathy, learned senior counsel for the Appellants at the outset contended that the present appeal has been presented pursuant to the leave granted by the Hon'ble Supreme Court vide order dated 22.07.2025 and within the period as has been directed by the Hon'ble Supreme Court.

8. Taking into consideration the fact that there is a delay of 39 days, such delay in filing the appeal is hereby condoned.

9. Accordingly, the I.A. stands allowed.

CRLA No.895 of 2025

10. Heard Mr. Tripathy, learned senior counsel for the Appellants as well as Mr. Nayak, learned Standing Counsel for OPID.

11. Admit.

12. Call for the digitized copy of the LCR.

13. Mr. Tripathy, learned senior counsel for the Appellants at the outset contended that the matter has been amicably settled between the Appellants and the complainant. He further submitted that there is only one complainant whose grievance has been redressed as the money has been repaid to him by the Appellants. In course of the argument, Mr. Tripathy, learned senior counsel for the Appellants raised doubt with regard to the maintainability of the present proceeding under the OPID Act as there is only one complainant.

14. Mr. Nayak, learned counsel for the OPID on the other hand sought for some time to obtain instruction as to whether the complainant is the only person who was affected or there are other



persons who are similarly situated and have been deceived in any manner by the Appellants.

15. In such view of the matter, learned counsel for the OPID is granted ten days' time to obtain instruction in this matter.

16. List this matter on 16th September, 2025.

I.A. No.2060 of 2025

17. In view of order dated 22.07.2025 passed by the Hon'ble Supreme Court of India in Special Leave to Appeal (Crl.) No.8661 of 2025 granting an interim order to the effect that the learned trial Court shall not pass the final order and such order is likely to remain in force and further, in terms of the direction contained in Para-4 of order dated 22.07.2025, this Court is of the view that the interim order passed by the Hon'ble Supreme Court shall remain in force till 21.09.2025. Since the matter is being fixed to 16th September, 2025 with the consent of the parties, no interim order is required to be passed and the learned trial Court shall abide by the order dated 22.07.2025 passed by the Hon'ble Supreme Court.

(Aditya Kumar Mohapatra)
Judge