



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLA No.834 of 2023

Tuni Dhal

.....

Appellant

Represented By Adv.
- Mr. Bijay Kumar Mishra

-versus-

State of Odisha

.....

Respondent

Represented By Adv.
- Mr. P.K. Mohanty, ASC,

CORAM:

THE HON'BLE MR. JUSTICE D. DASH

ORDER

23.04.2024

Order No.

I.A. NO.1774 OF 2023

03. 1. This matter is taken up through hybrid mode.
2. Heard.
3. There shall be stay realization of fine till disposal of the Appeal.
4. The I.A. is accordingly disposed of.

*(D. Dash),
Judge.*

ORDER

24.04.2024

I.A. NO. 1775 of 2023

Order No.

04. 1. The Appellants by filing this Application under section-389(1) of the Cr.P.C. has prayed for grant of bail to the Appellant who has been convicted under section-376(2)(1)/109 of the Indian Penal Code by the learned Adhoc Additional Sessions Judge (FTC) under POCSO Act, Baripada in S.T. Case No.137 of 2017, pending disposal of this Appeal.



3. Heard learned Counsel for the Appellant and learned Additional Standing Counsel for the Respondent.

4. Considering the submissions made and on going through the impugned judgment of conviction and order of sentence as well as the deposition of victim (P.W.14) who is a deaf and dumb girl then working in the house of Appellant-Tuni Dhal as stated by her and has been raped continuously for six (6) days by co-convict-Janapriya Si, who had been called by Appellant-Tuni to the house on that day, I am not inclined to pass an order as to suspension of further execution of sentence. Accordingly, the prayer for grant of bail pending disposal of this Appeal is rejected.

5. The I.A. is accordingly dismissed.

*(D. Dash),
Judge.*

ORDER

23.04.2024

CRLA NO.834 OF 2023

Order No.

05. 1. List this Appeal along with CRLA No.748 of 2023 on 21st August 2024 for hearing.

*(D. Dash),
Judge.*