



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.626 of 2024

Balakrushuna Sahu

....

Petitioner

Mr. M. Das, Advocate

-Versus-

State of Odisha and another

....

Opposite Parties

Mr. P.K. Ray, AGA

CORAM:

MR. JUSTICE R.K. PATTANAIAK

ORDER

01.09.2025

**Order
No.**

01.

1. Heard learned counsel for the petitioner.
2. Instant revision is filed by the petitioner assailing the impugned order as at Annexure-3 passed in connection with CT Case No.22 of 2023 on the grounds stated.
3. It is submitted that no offence under the SC & ST (PoA) Act is made out but the petitioner has been chargesheeted, whereafter, he moved an application under Section 227 Cr.P.C as per Annexure-2 but it has been rejected vide Annexure-3. In support of such contention, the FIR i.e. Annexure-1 is referred to besides the statement of the victim recorded under Section 161 Cr.P.C. The alleged incident is of the year 2002, whereas, the chargesheet was filed in 2003 and recently, the charge has been framed.
4. Considering the plea of the petitioner that no such offence under the SC & ST (PoA) Act is prima facie made out,



recording such submission of the learned counsel for the petitioner with reference to Annexure-1 and the statement of the victim under Section 161 Cr.P.C., the Court is inclined to issue notice to opposite party No.2 for a reply and response.

5. Hence, it is ordered.

6. Notice to opposite party No.2 by Registered Post with AD returnable at an early date and for the said purpose, requisites shall be filed within seven days.

7. List on 13th October, 2025.

8. State is to respond and to submit the relevant documents including the statements of all the witnesses examined during investigation in connection with Balliguda P.S. Case No.31 of 2003 corresponding to C.T. Case No.22 of 2023 of the file of learned Special Judge-cum-Additional District and Sessions Judge, Balliguda.

(R.K. Pattanaik)
Judge

I.A. No.1001 of 2024

1. Heard.

2. Instant petition is filed for interim orders.

3. Awaiting response of the State and pending appearance of opposite party No.2, this Court, as an interim measure, directs the learned Special Judge-cum-Additional District and



Sessions Judge, Balliguda to defer the trial in connection with CT Case No.22 of 2023 to any date later to 13th October, 2025.

4. List on the date fixed for further orders.
5. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

TUDU