



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.990 of 2025

Rajendra Kumar Sahoo **Petitioner**

Mr. S.K. Samantaray, Advocate

-Versus-

State of Odisha & another **Opposite Parties**

Mr. P.K. Ray, AGA

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

03.12.2025

I.A. No.1441 of 2025

Order No.

01.

1. Heard Mr. Samantaray, learned counsel for the petitioner and Mr. Ray, learned AGA for the State.
2. Instant I.A. is filed seeking condonation of delay in presenting the revision within the prescribed period.
3. A delay of 377 days is reported as per the S.R.
4. According to Mr. Samantaray, learned counsel for the petitioner, the delay is not deliberate or intentional, hence, therefore, the same should be condoned in the interest of justice for the reason that the learned court below has taken cognizance of the offences in respect of cause of action of the year 2009 and 2014.
5. Recorded the objection of Mr. Ray, learned AGA for the State opposite party No.1.



6. Without notice to opposite party No.2 and recording the submission as above and accepting the explanation offered from the side of the petitioner even though there has been a delay of 377 days in filing the revision, this Court is inclined to condone the delay.

7. Accordingly, it is ordered.

8. I.A. stands allowed with the delay being condoned.

(R.K. Pattanaik)
Judge

CRLREV No.990 of 2025

- 02.
1. Heard learned counsel for the respective parties.
 2. Instant revision is filed by the petitioner challenging the impugned order of cognizance dated 20th August, 2024 in I.C.C. Case No.29 of 2024 of the learned S.D.J.M., Khurdha on the grounds stated.
 3. Referring to Annexure-8, a copy of the order in ELPET No.3 of 2014, it is submitted that the election petition filed by the other side was disposed of as infructuous. The further submission is that during Assembly Elections of the year 2009 and 2014, a complaint was filed by opposite party No.2 and on the basis of such complaint, the learned court below proceeded to pass the impugned order dated 20th August, 2024 having taken cognizance of the alleged offences, which is not legally tenable.



4. Considering the plea advanced and the circumstances leading to file the complaint in 2024 with regard to a cause of action even impleading the Returning Officer-cum-Sub-Collector, Puri on duty at the time of election, this Court is inclined to issue notice to the opposite parties.

5. Hence, it is ordered.

6. Notice to the opposite parties.

7. Mr. Ray, learned AGA accepts notice for the State opposite party No.1.

8. Notice to opposite party No.2 by speed post with A.D. returnable at an early date. Requisites for the said purpose shall be filed by Mr. Samantaray, learned counsel for the petitioner within seven days from today.

9. List on 12th January, 2026 for final orders.

(R.K. Pattanaik)
Judge

I.A. No. of 2025

03.

1. Heard.

2. Instant I.A is filed by the petitioner for stay of further proceeding in I.C.C. Case No.29 of 2024 pending in the court of learned S.D.J.M., Khurdha.

3. I.A. be numbered and registered forthwith.

4. Recording the submission that the learned court below is likely to take coercive action against the petitioner, this



Court, as an interim measure, pending response of the State and also reply of opposite party No.2, directs stay of the further proceeding in I.C.C. Case No.29 of 2024 till the next date of hearing. It is further directed that there shall be no coercive action taken against the petitioner until further orders.

5. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Alok