



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.647 of 2022

Sailendra Kumar Sahoo

...

Petitioner

Mr. S. Sourav, Advocate

-versus-

Purna Chandra Sahoo

...

Opposite Party

Ms. B. Mohanty, Advocate

**CORAM:
JUSTICE G. SATAPATHY**

**ORDER(ORAL)
06.03.2025**

**Order No.
05.**

I.A. No. 656 of 2023

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an interlocutory application by the OP-Complainant seeking for a direction to the convicting Court for release the interim compensation amount of Rs.10,20,000/- which is deposited by the Petitioner in terms of the order passed by this Court.
3. Heard Mr. Sahasransu Sourav, learned counsel for the Petitioner and Ms. Baisakhi Mohanty, learned counsel for the OP in the matter and perused the record.
4. It appears from the record that in terms of the order passed on 06.01.2023 in I.A. No.886 of 2022, the Petitioner deposited 20% of the compensation amount which is Rs.10,20,000/- before the convicting Court as a condition for grant of bail, but the OP-Complainant



seeks for a direction for disbursal amount to him on the ground of penury. It is very clear that since the powers U/S 148 of NI Act which is exercisable in appellate jurisdiction can also be exercised in revision jurisdiction in terms of the provision of Section 401 of CrPC and looking at the requirement of the Complainant, although the learned counsel for the Petitioner has vehemently opposed for such a direction to release the interim compensation amount to the OP, this Court feels that interest of justice would be best served, if the amount so deposited with the learned convicting Court, is disbursed to the Complainant-OP which is further subject to the result of the present revision.

5. Accordingly, the interim compensation amount as deposited by the revision-petitioner as a condition for grant of bail be disbursed to the complainant-OP after retaining an undertaking to refund back the same, in case the petitioner succeeds in this revision.

6. List this matter on 01.07.2025.

(G. Satapathy)
Judge

Priyajit

Signature Not Verified

Digitally Signed
Signed by: PRIYAJIT SAHOO
Designation: Jr. Stenographer
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 07-Mar-2025 19:18:01

