

ITEM NO.14

COURT NO.12

SECTION IIB

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (Crl.) No. 2955/2016

(Arising out of impugned final judgment and order dated
28/01/2016 in CRLMC No. 5121/2015 passed by the High Court Of
Orissa At Cuttack)

JAYANTA KUMAR DAS

Petitioner(s)

VERSUS

STATE OF ORISSA

Respondent(s)

Date :25/04/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI

HON'BLE MR. JUSTICE R.K. AGRAWAL

For Petitioner(s) Mr. Purushottam Sharma Tripathi, Adv.
Mr. Mukesh Kumar Singh, Adv.
Mr. Luv Kumar, Adv.
Mr. Ankolekar Gurudatta, Adv.

For Respondent(s) Mr. Shibashish Misra, Adv.

UPON hearing the counsel the Court made the following
O R D E R

By the impugned order, the High Court has confirmed the direction given by the Trial Court in referring the seized material for examination by C.F.S.L., Kolkata. It is the contention of the petitioner that the material is not admissible in evidence as the mandatory procedure under Section 80 of the Information and Technology Act, 2000 has not been followed. That would be a stage after the report from C.F.S.L., Kolkata is received and it will be open to the petitioner to argue that the report should not be admitted in evidence. Such arguments

as and when raised would be dealt with by the Trial Court appropriately.

With these observations, the special leave petitions is disposed of.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Saroj Saini]
Court Master